

AGENDA
REGULAR COMMISSION MEETING
Ed Burke Recreation Center - 11400 NE 9th Court
Tuesday, March 2, 2010

PART ONE
AGENDA SECTIONS 1 - 9B



VILLAGE OF BISCAYNE PARK
640 NE 114TH STREET
BISCAYNE PARK, FL 33161
TEL: 305 899 8000 FAX: 305 891 7241
www.biscayneparkfl.gov

Mayor and Commission

Roxanna Ross
Mayor

Albert Childress
Vice Mayor

Robert "Bob" Anderson
Commissioner

Steve Bernard
Commissioner

Bryan Cooper
Commissioner

Ana Garcia
Village Manager

John J. Hearn
Village Attorney

Maria Camara
Village Clerk

AGENDA
REGULAR COMMISSION MEETING
Ed Burke Recreation Center - 11400 NE 9th Court
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- 1 Call to Order**
- 2 Roll Call**
- 3 Pledge of Allegiance**
- 4 Presentations**
 - 4.a Recreation Department - Issa Thornell to present trophies to Flag Football Champions
 - 4.b Proclamation - Charles Touchstone Day
 - 4.c Citizens' Crime Watch Executive Director Carmen Caldwell
- 5 Public Comments Related to Agenda Items**
- 6 Additions, Deletions or Withdrawals to Agenda**
- 7 Consent Agenda**
 - 7.a Approval of Minutes
> February 2, 2010
 - 7.b Receipt of 1st Quarter Financials as of Dec. 31, 2009
- 8 Public Hearings**
- 9 Ordinances - FIRST READING**
 - 9.a **Ordinance 2010-3**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA ADOPTING THE EVALUATION AND APPRAISAL REPORT BASED AMENDMENTS TO THE COMPREHENSIVE PLAN; AUTHORIZING TRANSMITTAL TO REVIEW AGENCIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

9.b **Ordinance 2010-6**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA ACCEPTING THE **5-YEAR CAPITAL IMPROVEMENT PLAN** OUTLINING SPECIFIC PROJECTS, SUBJECT TO ANNUAL REVIEW; PROVIDING FOR AN EFFECTIVE DATE

9.c **Ordinance 2010-7**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNEPARK, FLORIDA, GRANTING **FLORIDA POWER & LIGHT COMPANY**, ITS SUCCESSORS AND ASSIGNS A NON EXCLUSIVE ELECTRIC FRANCHISE; IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO; PROVIDING FOR MONTHLY PAYMENTS TO THE VILLAGE OF BISCAYNE PARK, FLORIDA; PROVIDING FOR CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.

9.d **Ordinance 2010-4**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA AMENDING THE MUNICIPAL CODE OF THE VILLAGE OF BISCAYNE PARK BY ADOPTING A **CODE OF CONDUCT** FOR ALL ELECTED OFFICIALS, BOARD MEMBERS AND VILLAGE EMPLOYEES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSDION; PROVIDING FOR AN EFFECTIVE DATE.

9.e **Ordinance 2010-5**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA AMENDING THE MUNICIPAL CODE OF THE VILLAGE BY ADOPTING **COMPREHENSIVE PROCEDURES GOVERNING COMMISSION MEETINGS**; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR AN EFFECTIVE DATE

Ordinances - SECOND READING

9.f **Ordinance 2009-3**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA ADOPTING ITS **2008-2025 WATER SUPPLY FACILITIES WORK PLAN**; AMENDING THE VILLAGE OF BISCAYNE PARK'S COMPREHENSIVE PLAN TO STRENGTHEN COORDINATION BETWEEN WATER SUPPLY AND LOCAL LAND USE PLANNING BY AMENDING THE TEXT CONTAINED IN THE FUTURE LAND USE, INFRASTRUCTURE, CONSERVATION, INTERGOVERNMENTAL COORDINATION AND THE CAPITAL IMPROVEMENT ELEMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.

Note: First reading was in February, 2009.

9.g **Ordinance 2010-1**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA AMENDING CHAPTER 11 ENTITLED "OFFENSES AND MISCELLANEOUS PROVISIONS" BY CREATING NEW ARTICLE VI, ENTITLED "**STREET ADDRESS DISPLAY**"; PROVIDING FOR PENALTY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE

9.h **Ordinance 2010-2**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE III, ENTITLED, "**COMMISSIONS, BOARDS AND COMMITTEES**"; REPEALING ORDINANCE 2008-8 AND CREATING NEW SECTION 2-30 OF THE CODE OF ORDINANCES OF THE VILLAGE OF BISCAYNE PARK ENTITLED "GENERAL RULES AND POLICIES"; AMENDING EXISTING SECTION 2-31 OF THE CODE OF ORDINANCES OF THE VILLAGE OF BISCAYNE PARK, ENTITLED, "BOARD OF PARKS AND PARKWAYS"; AMENDING EXISTING SECTION 2-32 OF THE CODE OF ORDINANCES OF THE VILLAGE OF BISCAYNE PARK, ENTITLED, "ECOLOGY BOARD"; REPEALING ORDINANCE 2008-7 AND CREATING A NEW SECTION 2-34 OF THE CODE OF ORDINANCES OF THE VILLAGE OF BISCAYNE PARK, ENTITLED, "RECREATION ADVISORY BOARD"; REPEALING ORDINANCE 2008-4; PROVIDING FOR AMENDMENT TO THE APPLICABLE CURRENT CODE SECTIONS WITH REFERENCE TO THIS ORDINANCE AND PROVIDING THAT PROVISIONS OF THE CURRENT CODE, TO THE EXTENT THAT THEY ARE IN CONFLICT WITH THIS ORDINANCE, SHALL BE REPEALED; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE

10 Resolutions

11 Old Business

- 11.a Bell David Planning Group - Alex David providing update on City of North Miami's Future Land Use
- 11.b Discussion of replacement of Board Members
 - Code Enforcement
 - Code Review
 - Recreation Advisory Board
 - Ecology Board
- 11.c Commissioner Cooper: Discussion of status of the Pathways Ad Hoc Committee

12 New Business

- 12.a Commissioner Cooper: Use of past official Village reports/plans that were paid for with tax dollars.
 - Commissioner Cooper: Direction to Attorney to draft a resolution
- 12.b supporting environmental efforts as per resolutions adopted by sister cities in southeast Florida.

13 Good & Welfare

14 Reports

- 14.a Committee Reports
 - i > Parks & Parkway Advisory Board
- 14.b Village Attorney
- 14.c Village Manager
 - i > Legislative designation recognizing Sixth Avenue within the Village of Biscayne Park.
 - ii > Discussion on legislative travel.
- 14.d Commissioner Comments
 - > Vice Mayor Al Childress
 - > Commissioner Bob Anderson
 - > Commissioner Steve Bernard
 - > Commissioner Bryan Cooper
 - > Mayor Roxanna Ross

15 Announcements

All public meetings are held at the Ed Burke Recreation Center,
11400 NE 9th Court, Biscayne Park.

Monday, March 15th - Planning & Zoning at 6:30PM

Tuesday, March 16th - Ethics Training for staff, board and committee members at 6:00PM
Tuesday, March 16th - Special Commission Meeting at 7:30PM
Wednesday, March 17th - Parks & Parkway Advisory Board at 6:00PM

16 Adjournment

In accordance with the provisions of F.S. Section 286.0105, should any person seek to appeal any decision made by the Commission with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record of the proceedings is made; which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accomodation to participate in the proceedings should call Village Hall at (305) 899 8000 no later than four (4) days prior to the proceeding for assistance.

DECORUM - Any person making impertinent or slanderous remarks, or who becomes boisterous while addressing the Commission, shall be barred from further audience before the Commission by the presiding officer, unless permission to continue or again address the commission is granted by the majority vote of the Commission members present. No clapping, applauding, heckling or verbal outbursts in support or in opposition to a speaker or his/her remarks shall be permitted. No signs or placards shall be allowed in the Commission Chambers. Please mute or turn off your cell phone or pager at the start of the meeting. Failure to do so may result in being barred from the meeting. Persons exiting the Chamber shall do so quietly.



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MINUTES
REGULAR COMMISSION MEETING
Ed Burke Recreation Center - 11400 NE 9th Court
Biscayne Park, FL 33161
Tuesday, February 2, 2010

1 Call to Order

2 Roll Call

Mayor Roxanna Ross called the meeting to order at 7:05PM. In addition to Mayor Ross, present were Vice Mayor Albert Childress, Commissioner Bob Anderson, Commissioner Steve Bernard, and Commissioner Bryan Cooper. Present from staff were Ana Garcia, Village Manager, Maria Camara, Village Clerk, John Hearn, Village Attorney, Police Chief Mitchell Glansberg, Public Works Director Bernard Pratt, Recreation Coordinator Issa Thornell; Finance Clerks Marilu Manso and Karina Moreta.

3 Pledge of Allegiance

Girl Scout Troop 553 from St. Rose of Lima School led the pledge of allegiance, which was then followed by a moment of silence. The Mayor asked everyone to remember long time resident Ethel Hall who had recently passed away, as well as the victims of the earthquake in Haiti.

The Mayor cited concerns from multiple residents of the length of the commission meetings and proposed that the commission meeting end at 10:00PM. This would instill confidence in the residents and encourage their participation. If at that time there were still items left on the agenda, a motion could be made to either extend for a specified time, or to schedule a special commission meeting and move the uncompleted items to that meeting.

A motion made by Commissioner Anderson to conclude the meeting at 10:00PM. It was seconded by Vice Mayor Childress.

After discussion the motion was called to a vote:

All in favor: Mayor Ross, Vice Mayor Childress and Commissioner Anderson

Opposed: Commissioner Bernard and Commissioner Cooper

Motion carries 3/2.

4 Public Comments Related to Agenda Items

None

5 Presentations

Alex David and Jerry Bell from Bell David Planning Group, Inc. gave a presentation on and a status on their discussions with the City of North Miami on their future land use and their proposed zoning map amendment. A large scale map was provided during the discussion for the audience and television viewers.

Discussions centered primarily on the inconsistencies between North Miami's land development regulations (LDR) and their comprehensive plan; bonus density; and water supply requirements for the area on the map just to the north of the border on 121st street.

At the conclusion of Mr. David's presentation and after Commissioner comments, Mayor Ross asked for a full backing of the Commission to give Mr. David instruction to go back to North Miami along with our attorney and negotiate these points which may just be inconsistencies that look to be from clerical omissions, and the issues on the zoning map. Attorney Hearn was asked to articulate the motion.

Attorney Hearn stated that we are not looking for North Miami to make changes to their comprehensive plan or LDR, but rather we are looking for consistency between the two regarding:

1. Specific changes in the zoning map as it relates to height issues and PD areas immediately north of our border on 121st Street.
2. Move forward to have LDR reflect the language of the comprehensive plan, and/or a letter from North Miami reflecting their understanding.

Commissioner Bernard added to not to get into too many specifics but give them the latitude to make sure that our concerns are addressed and reconciled with the comprehensive plan.

That motion made by Vice Mayor Childress and additionally he asks that Alex David come back at the next regular commission meeting with an update. It was seconded by Commissioner Cooper

The motion was called to a vote:

All in favor: Mayor Ross, Vice Mayor Childress and Commissioner Anderson, Commissioner Bernard and Commissioner Cooper.
Motion carries 5/0.

Mayor Ross asks our elected officials, as recommended by Attorney Hearn, to reach out to North Miami.

6 Additions, Deletions or Withdrawals to Agenda

Mayor Ross requested:

> that a summary of the Biscayne Park Foundation meeting and the details of the bi-law amendments be added as item 12.c under New Business.

> that item 7.b, Receipt of 1st Qtr Financials be moved out of the Consent Agenda and moved to item 12.a under New Business and existing 12.a goes to 12.b.
Commissioner Bernard requested:

> a discussion on a resolution on the mail box that was removed from the park to be added as item 12.b under New Business.

7 Consent Agenda (Motion to be made for all as one or remove for discussion)

7.a Approval of Minutes:

- > September 1, 2009 Regular Commission Meeting
- > January 12, 2010 Regular Commission Meeting
- > January 14, 2010 Special Commission Meeting

7.c Certification of State Forfeiture Funds for Crime Watch purchase

A motion made by Vice Mayor Childress to accept with the corrections to the minutes that were provided. It was seconded by Commissioner Anderson.

The motion was called to a vote:

All in favor: Mayor Ross, Vice Mayor Childress and Commissioner Anderson, Commissioner Bernard and Commissioner Cooper.

Motion carries 5/0.

8 Public Hearings

None

9 Ordinances - First Reading

9.a Ordinance 2010-1

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA AMENDING CHAPTER 11 ENTITLED "OFFENSES AND MISCELLANEOUS PROVISIONS" BY CREATING NEW ARTICLE VI, ENTITLED "**STREET ADDRESS DISPLAY**"; PROVIDING FOR PENALTY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE

Attorney Hearn read the title of the ordinance.

Mayor Ross opened the public hearing:

> Dan Keys: The way the code is written it states that all buildings should display the street address on each building. If you limit it to the building you may be hindering visibility. Suggest rearranging the wording not to require it on the building specifically.

> Fred Jonas: As a member of the Code Review board, he agrees to the reason why this is necessary, but does not want to see the code legislate the style or size. It should simply state that numerals must be visible. How they do it is left up to the homeowner as long as they comply.

Mayor Ross asked for Chief Glansberg's input. He agreed on the necessity and wanted to make sure the code also includes language about houses with an alley, and that they would require the street number display on both the front and alley side.

After a discussion, the Commission requested the Attorney make the following changes:

- > To change the language from "visible" to "legible"

- > To take out the statement that the display must be on "each building"
- > The size should be a minimum of 4" only, with no reference to a maximum
- > Add language that there must be "sufficient contrast between the numerals and the background".
- > Add language regarding houses with an alley.

A motion made by Vice Mayor Childress to accept the 1st reading of Ordinance No. 2010-1 with the changes outlined. It was seconded by Commissioner Anderson.

The motion was called to a vote:

All in favor: Mayor Ross, Vice Mayor Childress and Commissioner Anderson, Commissioner Bernard and Commissioner Cooper.

Motion carries 5/0.

9.b Ordinance 2010-2

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE III, ENTITLED, "**COMMISSIONS, BOARDS AND COMMITTEES**"; REPEALING ORDINANCE 2008-8 AND CREATING NEW SECTION 2-30 OF THE CODE OF ORDINANCES OF THE VILLAGE OF BISCAYNE PARK ENTITLED "GENERAL RULES AND POLICIES"; AMENDING EXISTING SECTION 2-31 OF THE CODE OF ORDINANCES OF THE VILLAGE OF BISCAYNE PARK, ENTITLED, "BOARD OF PARKS AND PARKWAYS"; AMENDING EXISTING SECTION 2-32 OF THE CODE OF ORDINANCES OF THE VILLAGE OF BISCAYNE PARK, ENTITLED, "ECOLOGY BOARD"; REPEALING ORDINANCE 2008-7 AND CREATING A NEW SECTION 2-34 OF THE CODE OF ORDINANCES OF THE VILLAGE OF BISCAYNE PARK, ENTITLED, "RECREATION ADVISORY BOARD"; REPEALING ORDINANCE 2008-4; PROVIDING FOR AMENDMENT TO THE APPLICABLE CURRENT CODE SECTIONS WITH REFERENCE TO THIS ORDINANCE AND PROVIDING THAT PROVISIONS OF THE CURRENT CODE, TO THE EXTENT THAT THEY ARE IN CONFLICT WITH THIS ORDINANCE, SHALL BE REPEALED; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTI

Attorney Hearn read the title of the ordinance, then explained that the purpose of this ordinance was to take all volunteer boards, not including Planning & Zoning or Code Enforcement, and create consistence and uniformity and incorporates boards and committee ordinances to one central location.

Each Commissioner was asked to provide a summary tonight and then provide by e-mail their recommendations in more detail to Attorney Hearn.

Mayor Ross opened the public hearing:

> Barbara Kuhl: Concerned with the purpose of each board as they are listed on the ordinance. The purpose of the Ecology Board is vague. Would prefer to see the purpose for this board to include environmental issues, recycling, green initiatives, and elimination of waste.

> Dan Keys: Had several comments on various points in the code. In summary, possible conflict in language in regard to nominations; some concern on appointment of alternates; on resignations of board members if they run in an election, clarify that it is for a Village position; need more explanation on excused and unexcused absences and the manner in which absences are reported; notice of meeting to be seven days in advance, confirming the number is correct; and concerned about the overlapping of projects between the boards and that this should be clearly defined.

Mayor Ross took the lead by discussing different points within the ordinance and asked for discussion from each Commissioner and to reach consensus on the changes to be made. Each commissioner was also given the opportunity to provide their input. In conclusion, the following changes were agreed upon to forward to Attorney Hearn to incorporate:

- > Restrict the appointment of relatives of Village elected officials to Village Boards.
- > Enhance the opportunity for public participation.
- > Tweak the duties and responsibilities of the Boards to include:
 - > Ecology board: To target environmental goals and recommend appropriate actions and plans to ensure stewardship strategies for the preservation and protection of our Village.
 - > Recreation Advisory Board: To promote recreation, cultural, arts, athletics, community activities and special events, as well as assist in the development of sponsorship of these activities.
- > Definition of excessive absences.
- > Add language that each board/committee will be required to reflect attendance in the minutes of each meeting.

Vice Mayor Childress agreed with the public comment on the necessity of the Ecology Board and made a suggestion to not have this board. The Mayor asked the Commission for a vote on this suggestion. The consensus was that an Ecology Board is needed.

Discussion took place on the clear delineation of the goals and purpose of each Board and Committee to minimize overlap.

Commissioner Bernard asked that the ordinance allow for "ex-officio" members which would be individuals with specific knowledge or education pertaining to an issue being discussed by the board. After discussion, the Mayor asked the Commission if they wanted to go forward with adding language to bring in "ex-officio" members. Commissioner Bernard and Commissioner Cooper stated yes, Mayor Ross, Vice Mayor Childress and Commissioner Bernard said no. "Ex-officio" would not be added to the ordinance, but experts would be allowed to participate in meetings as would anyone else from the public.

A motion made by Commissioner Bernard to accept the 1st reading of Ordinance No. 2010-2 with the changes outlined. It was seconded by Commissioner Anderson.

The motion was called to a vote:

All in favor: Mayor Ross, Vice Mayor Childress and Commissioner Anderson,
Commissioner Bernard and Commissioner Cooper.
Motion carries 5/0.

10 Resolutions

None

11 Old Business

<Skipped>

12 New Business

12.a Receipt of 1st Quarter Financial Statement for period ended December 31, 2009.

Manager Garcia provided an introduction to the Financial statement including an introduction of the Finance Clerks, Marilu Manso and Karina Moreta. Also included with the 1st quarter statement was a narrative outlining specific items on the statement to provide clear explanations.

The only item missing with the financial statement was the Cash Balance report which will be provided at next month's meeting.

Both Commissioner Bernard and Commissioner Anderson thanked the Finance Department for the narrative and the clear explanation of the items listed. Manager Garcia commented that going forward they will continue to provide such detail, if not more, in order to provide a better understanding to not only the Commission but to the residents, also.

12.b Commissioner Bernard: Discussion of timing, costs and purpose of a special mail-in election.

Commissioner Bernard explained that the purpose of this discussion was for the FPL franchise agreement. The mail-in election would be for the creation of a special taxing district. In order not to be under the 30-year agreement with FPL, a special taxing district would be set up instead.

Commissioner Cooper agreed.

Commissioner Anderson stated that he was not aware that this item had to do with the FPL discussion, and since it is, it should have been explained so as to have public discussion. Vice Mayor Childress agreed.

Mayor Ross was concerned that with this special taxing district, we could reach or go over the cap of 10 mil.

Attorney Hearn stated that an independent taxing district has specific rules and regulations, has reporting requirements, and has to have a distinct purpose. He has never seen it used for this purpose. He further recommends that an attorney specializing in this subject be utilized.

Mayor Ross asked Attorney Hearn to provide a status on the red-lined draft of the FPL agreement based on Commission input. Attorney Hearn explained he was still in negotiations with the FPL attorney.

After discussion on Commissioner Bernard's request to direct the Attorney to review information and documents from other municipalities on the subject of a special taxing district, and to limit the amount of time that Attorney Hearn would spend on it to 2-3 hours maximum, the following motion was made:

A motion made by Commissioner Bernard to direct the Attorney to determine the validity of a special taxing district for the purpose of generating a specific revenue stream if we don't sign the FPL agreement, and to report back prior to the next regular commission meeting on March 2, 2010. It was seconded by Commissioner Cooper.

The motion was called to a vote:

All in favor: Mayor Ross, Commissioner Bernard and Commissioner Cooper.

Opposed: Vice Mayor Childress and Commissioner Bernard

Motion carries 3/2.

12.c Mayor Ross discussed the legislative goals for the Village.

The Mayor will be attending the Florida League of Cities Action Day on March 24, 2010. Some of the items that are important to the Village are: Renewable energy and efficient lighting; stormwater mitigation; sound barrier on the east border.

The Mayor asked Attorney Hearn to contact David Caserta prior to the Action Day to discuss meeting him and to find out what is available that we should pursue.

12.d Summary of Biscayne Park Foundation meeting held at 6:30PM, Tuesday, February 2, 2010.

Attorney Hearn explained that at the Foundation meeting it was voted to go ahead and have membership of the board to be residents appointed by the Commission. The attorney is now looking for direction to make changes to the bi-laws to incorporate this change and any other changes.

After discussion, Attorney Hearn recommended that a discussion of the change on the bi-laws be deferred to the next meeting of the Foundation.

12.e Commissioner Bernard: Issue of mail box being removed from the park.

Would like to direct the Attorney to draft, in a resolution form, a request for the USPS to put the mail box back.

A motion made by Commissioner Bernard to direct Attorney Hearn to draft a resolution requesting the USPS to put the mail box back. It was seconded by Vice Mayor Childress.

The motion was called to a vote:

All in favor: Mayor Ross, Vice Mayor Childress and Commissioner Anderson, Commissioner Bernard and Commissioner Cooper.

Motion carries 5/0.

13 Good and Welfare (Public)

> Barbara Kuhl: Agrees with Commissioner Bernard and Cooper that there should not be limit on the meeting. If something needs to be discussed it should be done. Is also concerned about limiting the appointment of relatives of Village elected officials due to the fact that there is such a small group of volunteers. Also does not agree on not having a husband/wife on the same board. Losing the opportunity of utilizing people in our community.

> Dan Keys: Would like clarification on appointing two members of a family. Encourage to allow two members of a family to a board.

> Margaret Foldes: Concerned about the bus routes in the Village. Would like a specific bus route removed due to the fact that she has a child with special needs and has several allergies including those to fumes and chemicals. Thanks the Commission for their consideration of the request.

> Fred Jonas: Wants to re-iterate what previous speakers stated on the appointment of family members on the board. We traditionally have had trouble getting residents to serve on boards. You will limit the core of people interested. Second issue is the matter of the mail in election. Sounded like at least some of the Commission was "snookered" or perhaps ambushed into a discussion of FPL by some funky language in the agenda, and that some of the audience felt the same. However, one additional gain from this would be putting a little more pressure on electric usage.

10:00PM meeting time limit was reached. Mayor Ross asked for a motion to adjourn after announcements were made or to extend.

A motion made by Commissioner Bernard to extend the meeting an additional 30 minutes. It was seconded by Commissioner Cooper.

The motion was called to a vote:

All in favor: Mayor Ross, Vice Mayor Childress, Commissioner Anderson, Commissioner Bernard and Commissioner Cooper.

Motion carries 5/0.

14 Reports

14.a Committee Reports - (None)

14.b Village Attorney Comments

> Robert Myers, Director of Ethics Commission available on March 9th or March 16th to provide ethics training to all board and committee members and staff. Tuesday, March 16, 2010 was selected at 6:00PM. It will last approximately 90 minutes and will be followed by a Special Commission meeting starting at 7:30PM.

> E-mail policy and procedures: Attorney Hearn explained that we must have safeguards in place to capture and store all e-mails pertaining to the business of the Village. Directed the Commission and staff to include 'archives@biscayneparkfl.gov' as a 'cc' in all e-mails that are sent. Explained that Clerk Camara would verify the e-mail address and provide a confirmation of the correct e-mail address the next day. Additionally, since this is procedural, it should be made in the form of a resolution which will be brought back at the next regular commission meeting.

A motion made by Commissioner Anderson to go forward with the resolution. It was seconded by Commissioner Cooper.

The motion was called to a vote:

All in favor: Mayor Ross, Vice Mayor Childress, Commissioner Anderson, Commissioner Bernard and Commissioner Cooper.

Motion carries 5/0.

> Discussion of code enforcement fines:

Take out \$15,000 fine limit from a prior ordinance, and add language to give the Code Enforcement Board the authority to extend fine reductions if there is an effort on the part of the resident. Attorney will bring back at the next regular commission meeting as an ordinance.

14.c Village Manager Comments

> Manager Garcia provided a handout listing the status of all active grants.

> Manager Garcia provided a handout on the selection of a flat concrete tile for the Public Works building instead of the barrel tile stating a cost savings of approximately \$6,600. Direction given to go forward with the flat tile but to check on the color selection that was originally made by Planning & Zoning.

> Manager Garcia formally introduced Maria Camara as the new Village Clerk. Previously Ms. Camara was working as the web mistress and have combined the positions. Ms. Camara comes with thirty-plus years experience in her previous position. Ms. Garcia welcomes her to the Village staff.

> Tree planting/relocation/and removal guide was provided and suggests that each Commissioner review it and forward their comments to the Manager and she will work with staff to incorporate the requests.

30 minute extended time limit was reached. Mayor Ross asked for the announcements to be read.

(The Announcements listed below in section 15 were read at this point.)

A motion made by Commissioner Bernard to extend the meeting an additional 10 minutes. It was seconded by Commissioner Cooper.

The motion was called to a vote:

All in favor: Mayor Ross, Vice Mayor Childress, Commissioner Bernard and Commissioner Cooper.

Opposed: Commissioner Anderson

Motion carries 4/1.

14.d Commissioner Comments

> Commissioner Anderson - Eagle scout project was a great success and wanted to thank John Childress for choosing this as his project to beautify one of our parks.

> Commissioner Bernard: Concerned with tree removal project. Will submit concerns by e-mail to Manager Garcia.

> Commissioner Cooper: Hopes that promises made during campaign to sustain canopy are carried through and he looks to Manager Garcia to listen to Commissioner comments and make the right decision.

> Mayor Ross: Thank you to Attorney Hearn for putting the ethics briefing together; thanks also for the Eagle Scout project; Owl House project and Biscayne Park Anniversary Quilt also took place and encourages residents to participate. In regards to Tree planting/relocation/removal guide, encourages all commissioners provide their comments to the Manager. Confident that the Manager will take care of this properly and that she will encourage resident participation as needed.

> Vice Mayor Childress: Eagle Scout project at Butterfly Garden was a great success and thanks all the participated. Concerned that Good & Welfare portion of meeting is at the end of the agenda, particularly with one resident at tonight's meeting that waited over three hours to make a comment. Would like to see Good & Welfare portion combined with Public Comments Related to Agenda Items which is at the beginning. Mentioned the passing of resident Ethel Hall and what a great supporter she was of the Police Department and the community.

15 **Announcements** - All public meetings are held at the Ed Burke Recreation Center, 11400 NE 9th Court, Biscayne Park.

Monday, February 15th - All Village departments will be closed in observance of the President's Day holiday.

Tuesday, February 16th - Planning & Zoning at 6:30PM

Tuesday, February 16th - Code Enforcement at 7:00PM

Wednesday, February 17th, Parks & Parkway Advisory Board at 6:00PM

Congratulations extended to Recreation Coordinator Issa Thornell on the birth of his son, Kai, on January 15, 2010.

Update provided on upcoming Village Market on Saturday, February 27th, and some of the events that have been so far scheduled

16 **Adjournment**

There being no further business, the meeting adjourned at 10:30PM.

Motion made by Commissioner Bernard and seconded by Commissioner Cooper. All in favor.

Commission approved _____

Attest:

Roxanna Ross, Mayor

Maria Camara, Village Clerk



Village of Biscayne Park

640 NE 114th Street
Biscayne Park, FL 33161
Tel: 305 899 8000

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Maria Camara
Village Clerk

MEMORANDUM

To: Ana M. Garcia, Village Manager

From: Marilu Manso, Finance Clerk

Subject: First Quarter Financials October 1, 2009 - December 31, 2009.

Date: January 28, 2010

Background:

Upon the revision of Fiscal Year 2009-2010 of First Quarter financials, we are pleased to report we are \$766.6k of Revenues over Expenditures. With a 55% of realized revenues on General fund we have managed to close the quarter with an overall expenditure of 22.7%.

Revenue Highlights:

- We have received 77.55% of Ad Valorem Taxes as expected. The majority of these funds are anticipated on the first and second quarters of the fiscal year.
- Franchise Fees, Utility Service Taxes, Communications Service Tax and Intergovernmental revenues are being received as scheduled at a 26.46%, 27.66%, 23.04% and 23.67%, respectively.
- Licenses and Permits revenues are -7.32% below anticipated revenues due to low activities in the Permit Administrative, Landlord and Home Occupational fees, for the quarter. By instituting an invoice mailing procedure we can improve revenue opportunities.
- Service Revenues are 21.48% above budget due to increased activities for Certification, Copies and Lien Searches; in addition to increased sales on Concession Sales and Other Parks and Recreation Fees. The promotions of recreational programs and improved concession products have been very beneficial.
- Miscellaneous Newsletter Ads reached an all time high at 270% due to aggressive sales and improved product.


Expense Highlights:

- Village Commission expenditure for Printing and Binding went 12.5% over budget due to business cards for the newly elected officials. In addition to an 8.43% over estimated expense for Special Events utilized in the first quarter for the groundbreaking and entry sign and pavilion ribbon cutting ceremonies.
- Executive Administration regular salaries were under budget as the Village Clerk services were contracted for the quarter. Legal advertising expense was 93.14% utilized as it was intended for the December elections, for the same reason Office Supplies for the first quarter were 16.5% over budget.
- Consulting Services expense for the Finance Department were 8.3% over budget due to the need for those services for the year end closing and external both processed in the first quarter.
- Under General Government, Communications for Newsletter expense was 25% over budget. This was the additional cost for product enhancement of the Newsletter which was offset by increased revenues.
- Police Department was 41.25% over budget on Overtime due to the demand on manpower and being 2 officers short. Court Time was also 10.78% over budget due to mandatory subpoenas of our Police officers. Contract services and Printing and Binding were also over budget on Police due to the additional costs involved on an unpredicted Internal Affairs investigation. Rental and Leases for the quarter resulted at 33.2% over budget due to pager reimbursement per PBA contract agreement that was processed at the beginning of the fiscal year. Contractual Services expense was completely depleted on the first quarter due to cost of hiring new reserve officers to compensate for the shortness of manpower on the department.
- Structural Engineering was 12.5% over budget on the Building Department due to increased costs for the revision of plans on the new house being built on Griffing Blvd.
- Payroll expense for Other Salaries and Wages was 17.7% over budget for Public Works employees on General fund, 26.3% on Road and 24.15% on Sanitation due to Merit Bonus. This is a one time disbursement due at the beginning of the fiscal year per PTA contract. Most of the budget for the Repairs and Maintenance of vehicles was depleted due to a necessary truck repair.
- Recreation Department was over 69.13% over budget due to the special purchase of a very much needed bulletin board. In addition to a 32.07% over budget on Special Events for safety lighting needed for the Halloween event.

Budgetary Impact:

Our goal in Finance is to continue to provide the financial tools for Management to seek and enhance opportunities to generate revenues as well as a proactive and creative initiative to reduce cost. We have embraced the Manager's philosophy to work with all departments, think outside the box to be conservative with expenses, and aggressive in seeking revenue opportunities.

**VILLAGE OF BISCAYNE PARK
BUDGET VS ACTUAL
AS OF 12/31/2009**

				
GENERAL FUND REVENUES:	FISCAL 2009-2010 YEAR TO DATE DECEMBER 2009	ADOPTED BUDGET FY 2009-2010	VARIANCE	% ACTUAL/ BUDGET
BY CATEGORIES:				
AD VALOREM TAXES	1,104,423.88	1,424,144	319,720.12	77.55%
FRANCHISE FEES	33,070.30	125,000	91,929.70	26.46%
UTILITY SERVICE TAXES	34,717.64	125,500	90,782.36	27.66%
COMMUNICATION SERVICE TAXES	34,400.43	149,322	114,921.57	23.04%
LICENSES & PERMITS	22,697.41	128,400	105,702.59	17.68%
INTERGOVERNMENTAL REVENUE	57,409.87	242,591	185,181.13	23.67%
SERVICE REVENUES	9,761.55	21,000	11,238.45	46.48%
FINES & FORFEITURES	6,022.56	70,000	63,977.44	8.60%
MISCELLANEOUS REVENUES	2,893.26	87,059	84,165.74	3.32%
TOTAL REVENUES	1,305,396.90	2,373,016	1,067,619.10	55.01%
EXPENSES BY DEPARTMENT:				
VILLAGE COMMISSION	4,773.06	19,963	15,189.94	23.91%
EXECUTIVE/ADMINISTRATION	48,801.32	205,059	156,257.68	23.80%
FINANCE	32,913.05	130,105	97,191.95	25.30%
GENERAL GOVERNMENT	40,957.27	325,109	284,151.73	12.60%
POLICE	291,918.28	1,155,472	863,553.72	25.26%
BUILDING DEPARTMENT	27,461.71	118,077	90,615.29	23.26%
CODE ENFORCEMENT	15,461.04	63,545	48,083.96	24.33%
PUBLIC WORKS	48,694.62	249,272	200,577.38	19.53%
RECREATION	27,757.36	106,414	78,656.64	26.08%
TOTAL GENERAL FUND EXPENSES	538,737.71	2,373,016	1,834,278.29	22.70%
TOTAL REVENUES	1,305,396.90	2,373,016	1,067,619.10	55.01%
NET REVENUES (EXPENDITURES)	766,659.19		-766,659.19	
ROAD FUND				
TOTAL REVENUE	26,620.71	142,406	115,785.29	18.69%
TOTAL DEPARTMENT EXPENSE	32,843.41	171,787	138,943.59	19.12%
NET REVENUES (EXPENDITURES)	(6,222.70)		(23,158.30)	
SANITATION FUND				
TOTAL REVENUE	548,336.63	738,190	189,853.37	74.92%
TOTAL DEPARTMENT EXPENSE	148,956.27	738,190	589,233.73	20.18%
NET REVENUES (EXPENDITURES)	399,380.36	0.00	-399,380.36	

VILLAGE OF BISCAYNE PARK
BUDGET VS ACTUAL AS OF 12/31/2009

FUND	GENERAL FUND	FY 2009-2010	FY 2009-2010		
OBJECT:	REVENUES	YEAR TO DATE	ADOPTED	VARIANCE	8%
		12/31/09	BUDGET		
311.10.00	Real & Personal Property	1,104,423.88	1,424,144	319,720	77.55%
	Total Ad Valorem Taxes:	1,104,423.88	1,424,144	319,720	77.55%
313.10.00	Electric	33,070.30	125,000	91,930	26.46%
313.40.00	Gas/Propane				
	Total Franchise Fees:	33,070.30	125,000	91,930	26.46%
314.10.00	Electric	31,932.17	120,000	88,068	26.61%
314.40.00	Gas/Propane	2,785.47	5,500	2,715	50.64%
	Total Utility Service Taxes:	34,717.64	125,500	90,782	27.66%
315.10.01	Communications Service Tax	34,400.43	149,322	114,922	23.04%
	Total Communications Service Tax:	34,400.43	149,322	114,922	23.04%
322.10.00	Building Permits	12,754.80	68,600	55,845	18.59%
322.20.00	Electrical Permits	2,100.00	8,600	6,500	24.42%
322.30.00	Plumbing Permits	2,079.20	14,300	12,221	14.54%
322.40.00	Air Conditioning/Mechanical Permits	1,460.00	5,700	4,240	25.61%
322.60.00	Paint Permits	262.40	2,500	2,238	10.50%
322.70.00	Garage Sale	340.00	1,000	660	34.00%
322.80.00	Plan Review	330.00	1,000	670	33.00%
322.99.00	Permit Administrative Fee	1,266.01	20,000	18,734	6.33%
322.90.01	Variance Application Fee	150.00	250	100	60.00%
322.90.10	Variance Advertisement	0.00	1,000	1,000	0.00%
322.90.20	Variance Mailing Fees	0.00	100	100	0.00%
323.10.00	Re-Occupancy	1,175.00	2,100	925	55.95%
323.11.00	Contractor Registration	630.00	1,000	370	63.00%
323.12.00	Landlord Permit Fees	100.00	1,500	1,400	6.67%
323.13.00	Home Occupational Fees	50.00	750	700	6.67%
	Total (Village) Licenses & Permits:	22,697.41	128,400	105,703	17.68%

	Federal Grants - Crime Prevention								
334.21.00	Grants - Other								
334.22.00	State Revenue Sharing								
335.12.00	Local Govt. 1/2 Cent Sales Tax								
335.18.00	Occupational Licenses - County								
338.30.00	Total Intergovernmental Revenue:								
341.10.00	Recording Fees								
341.90.00	Sale of Maps & Publications								
341.20.00	Certification, Copies & Lien Search								
342.90.00	Public Safety Charges & Fees								
347.20.01	Recreation Program Fees								
347.20.02	Recreation - Concession Sales								
347.20.03	Other Parks & Rec. Fees (Special)								
	Total Service Revenue:								
351.01.00	Judgments/Citations - Court Imposed								
354.00.01	Violations - Local Ordinance								
359.00.00	LETF								
	Total Fines & Forfeitures:								
361.00.00	Interest								
369.01.00	Miscellaneous Other								
369.01.02	Insurance Proceeds								
369.02.00	Misc Newsletter Ads								
369.04.00	Miscellaneous-Donation Rec Cir								
389.00.00	Administration Fee-Sanitation								
380.00.00	Fund Balance / Carryover								
380.01.00	Proceeds from Capital Lease								
	Total Miscellaneous Revenue								
	TOTAL REVENUE/BUDGET:								

DEPARTMENT:	EXECUTIVE/VILLAGE COMMISSION				
511.11.01	Salaries / Reimbursements	3,000.00	12,000	9,000	25.00%
511.21.01	FICA Taxes	186.00	744	558	25.00%
511.21.02	Medicare	43.50	174	131	25.00%
511.25.01	Unemployment Compensation				
TOTAL PERSONAL SERVICES:		3,229.50	12,918	9,689	25.00%
511.40.01	Travel Conferences & Meetings	400.00	2,775	2,375	14.41%
511.47.01	Printing & Binding	225.00	600	375	37.50%
511.54.01	Dues, Subscriptions & Memberships	250.00	1,670	1,420	14.97%
511.55.01	Special Events	688.56	2,000	1,331	33.43%
TOTAL MATERIALS, SUPPLIES, SERVICES:		1,543.56	7,045	5,501	21.91%
TOTAL OPERATING EXPENSES/BUDGET:		4,773.06	19,963	15,190	23.91%

VILLAGE OF BISCAYNE PARK
BUDGET VS ACTUAL AS OF 12/31/2009

DEPARTMENT:	EXECUTIVE/ADMINISTRATION								
512.12.01	Regular Salaries	21,431.95	132,010	110,578	16.24%				Village Clerk Sal Qtr1 to Servent Trent, see b
512.13.01	Other Salaries & Wages	0.00	-						
512.14.01	Overtime	0.00	-						
512.21.01	FICA Taxes	1,403.17	8,185	6,782	17.14%				
512.21.02	Medicare	328.17	1,914	1,586	17.15%				
512.22.01	Retirement	2,842.62	15,834	12,991	17.95%				
512.23.01	Life, Health & Dental Insurance	125.04	5,052	4,927	2.48%				
512.24.01	Workers Compensation	106.00	634	528	16.72%				
512.25.01	Unemployment Compensation								
TOTAL PERSONAL SERVICES:		26,236.95	163,629	137,392	16.03%				
512- 34-01	Contractual Services	7,740.00	-	-7,740	0.00%				
512.40.01	Travel, Conferences & Meetings	0.00	2,000	2,000	0.00%				
512.40.02	Travel/Auto Allowance	1,200.00	4,800	3,600	25.00%				
512.45.02	Liability Insurance	830.00	2,930	2,100	28.33%				
512.46.02	R&M - Equipment		500	500	0.00%				
512.47.01	Printing & Binding		200	200	0.00%				
512.49.02	Legal Advertising	9,780.00	10,500	720	93.14%				Election advertising
512.49.04	Ordinance Codification		2,000	2,000	0.00%				
512.49.06	Election	1,058.83	15,100	14,041	7.01%				
512.51.01	Office Supplies	373.54	900	526	41.50%				Election
512.52.12	Special Departmental Supplies	90.00	500	410	18.00%				
512.54.01	Dues, Subscriptions & Memberships	924.00	1,800	876	51.33%				Dues at beginning of the year
512.54.02	Education & Training	0.00	200	200	0.00%				
512-64.02	Machine & Equipment	568.00	-	-568	0.00%				New PC for Manager
TOTAL MATERIALS, SUPPLIES, SERVICES:		22,564.37	41,430	18,866	54.46%				
TOTAL DEPARTMENT EXPENSES/BUDGET:		48,801.32	205,059	156,258	23.80%				

25,500	25,500	0.00%	Year end closing & audit
85,800	57,459	33.03%	
18,200	13,661	24.94%	
150	150	0.00%	
350	317	9.37%	
105	105	0.00%	
130,105	97,192	25.30%	
130,105	97,192	25.30%	

DEPARTMENT:	FINANCE	
513.12.01	Regular Salaries	
513.14.01	Overtime	
513.21.01	FICA Taxes	
513.21.02	Medicare	
513.22.01	Retirement	
513.23.01	Life, Health & Dental Insurance	
513.24.01	Workers Compensation	
513.25.01	Unemployment Compensation	
	TOTAL PERSONAL SERVICES:	0.00
513.32.01	Accounting & Audit Services	
513.34.01	Consulting Services	
513.34.02	Contract Services-HTE	28,341.25
513.40.01	Travel, Conferences & Meetings	4,539.00
513.46.02	R&M - Equipment	
513.51.01	Office Supplies	32.80
513.54.01	Dues, Subscriptions & Memberships	0.00
513.54.02	Education & Training	0.00
	MATERIALS, SUPPLIES, SERVICES:	32,913.05
	TOTAL OPERATING EXPENSES/BUDGET:	32,913.05

VILLAGE OF BISCAYNE PARK
BUDGET VS ACTUAL AS OF 12/31/2009

DEPARTMENT:	GENERAL GOVERNMENT					
519.12.01	Regular Salaries	4,881.54	18,935	14,053	25.78%	
519.14.01	Overtime					
519.21.01	FICA Taxes	305.31	1,174	869	26.01%	
519.21.02	Medicare	71.40	275	204	25.96%	
519.22.01	Retirement	485.05	1,865	1,380	26.01%	
519.23.01	Life, Health & Dental Insurance	1,480.88	4,724	3,233	31.56%	
519.24.01	Workers' Compensation	16.00	91	75	17.58%	
519.25.01	Unemployment Compensation	0.00	-	0		
519.26.01	Liability Insurance	0.00	-	0		
	TOTAL PERSONAL SERVICES:	7,250.18	27,064	19,814	26.79%	
519.31.01	Attorney Legal Fees	11,186.00	60,000	48,814	18.64%	
519.31.02	Legal - Other		31,775	31,775	0.00%	
519.31.03	Other Professional Services	943.75	38,500	37,556	2.45%	
519.31.04	Contract Services		500	500	0.00%	
519.41.01	Telephone	3,600.47	12,500	8,900	28.80%	
519.42.01	Postage, Freight & Express Charges	585.20	2,500	1,915	23.41%	
519.43.01	Electric Utility Service	5,211.18	30,000	24,789	17.37%	
519.43.02	Water Utility Services	22.57	1,000	977	2.26%	
519.44.02	Equipment Rental & Lease	3,205.09	10,750	7,545	29.81%	
519.45.01	Insurance	4,197.00	31,600	27,403	13.28%	
519.45.02	Liability Insurance	114.00	420	306	27.14%	
519.46.02	Repair & Maintenance - Equipment	2,327.50	10,500	8,173	22.17%	
519.47.01	Printing & Binding	0.00	1,500	1,500	0.00%	
519.48.01	Communications - Newsletter/ Website	1,000.00	2,000	1,000	50.00%	Additional expense offset by Misc. Revenue
519.48.02	Legislative Representative					
519.49.01	Miscellaneous - FDMS Fees	653.24	3,000	2,347	21.77%	
519.51.01	Office Supplies - General	163.29	5,000	4,837	3.27%	
519.52.01	Operating Supplies	372.80	3,000	2,627	12.43%	
519.54.01	Dues, Subscriptions & Memberships	125.00	1,000	875	12.50%	
519.59.01	Contingency			0		
	TOTAL OPERATING EXPENSES/BUDGET:	33,707.09	245,545	211,838	13.73%	
519.64.03	Capital Outlay	0.00	50,000	50,000	0.00%	
	TOTAL CAPITAL OUTLAY	0.00	50,000	50,000	0.00%	
519.82.01	Aids to Private Organizations	0.00	2,500	2,500	0.00%	
	TOTAL DEPARTMENT EXPENSES/BUDGET:	40,957.27	325,109	284,152	12.60%	

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VILLAGE OF BISCAYNE PARK

DEPARTMENT:	BUILDING					
524.12.01	Regular Salaries	7,530.78	29,848	22,317	25.23%	
524.13.01	Other Salaries & Wages	3,064.50	21,800	18,736	0.00%	
524.14.01	Overtime	32.29	-	-32	0.00%	
524.21.01	FICA Taxes	658.93	3,202	2,543	20.58%	
524.21.02	Medicare	154.11	749	595	20.58%	
524.22.01	Retirement	658.28	3,117	2,459	21.12%	
524.23.01	Live, Health & Dental Insurance	1,207.52	4,724	3,516	25.56%	
524.24.01	Workers Compensation	258.00	1,541	1,283	16.74%	
524.25.01	Unemployment Compensation	0.00	-	0	0.00%	
	TOTAL PERSONAL SERVICES:	13,564.41	64,981	51,417	20.87%	
524.31.07	Inspectors Fees	11,778.00	48,000	36,222	24.54%	
524.31.08	Structural Engineer	375.00	1,000	625	37.50%	New house on Griffin road
524.45.02	Liability Insurance	313.00	1,146	833	27.31%	
524.46.02	R&M Equipment	1,299.50	1,200	-100	108.29%	Charged on first Qtr
524.47.01	Printing & Binding	0.00	200	200	0.00%	
524.49.03	Special Departmental Supplies	2.00	200	198	1.00%	
524.51.01	Office Supplies	29.80	1,000	970	2.98%	
524.54.01	Subscriptions, Memberships, Books	100.00	100	0	100.00%	Dues Qtr 1
524.54.02	Education & Training	0.00	250	250	0.00%	
524.64.02	Machinery & Equipment	0.00				
	TOTAL MATERIALS, SUPPLIES, SERVICES:	13,897.30	53,096	39,199	26.17%	
	TOTAL OPERATING EXPENSES/BUDGET:	27,461.71	118,077	80,615	29.26%	

VILLAGE OF BISCAYNE PARK
BUDGET VS ACTUAL AS OF 12/31/2009

DEPARTMENT:	CODE ENFORCEMENT					
529.12.01	Regular Salaries	9,860.52	42,552	32,691	23.17%	
529.13.01	Other Salaries & Wages	0.00	-	-	0.00%	
529.14.01	Overtime	245.49	-	-245	0.00%	
529.21.01	FICA Taxes	628.57	2,638	2,011	23.75%	
529.21.02	Medicare	146.53	617	470	23.75%	
529.22.01	Retirement	995.46	4,191	3,196	23.75%	
529.23.01	Life, Health & Dental Insurance	1,190.88	4,724	3,533	25.21%	
529.24.01	Workers' Compensation	456.00	2,728	2,272	16.72%	
529.25.01	Unemployment Compensation	0.00	-	0	0.00%	
	TOTAL PERSONAL SERVICES:	13,521.45	57,450	43,929	23.54%	
529.33.01	Court/Hearing Reporter	0.00	850	850	0.00%	
529.41.01	Telephone & Cellular Air Time	335.25	1,350	1,015	24.83%	
529.42.01	Postage	0.00	1,000	1,000	0.00%	
529.45-02	Liability Insurance	256.00	945	689	27.09%	
529.46.01	R&M Equipment	1,298.50	1,200	-99	108.21%	Charged on first Qtr
529.47.01	Printing	0.00	150	150	0.00%	
529.51.01	Office Supplies & Misc.	49.84	500	450	9.97%	
529.52.02	Gas & Oil	0.00	-	0	0.00%	
529.52.03	Tires & Tire Repair	0.00	-	0	0.00%	
529.52.04	Uniforms	0.00	-	0	0.00%	
529.54.01	Dues, Subscriptions & Memberships	0.00	-	0	0.00%	
529.54.02	Education & Training	0.00	100	100	0.00%	
	TOTAL MATERIALS, SUPPLIES, SERVICES:	1,939.59	6,095	4,155	31.82%	
529.64.02	Machinery & Equipment					
	TOTAL DEPARTMENT EXPENSES / BUDGET:	15,461.04	63,545	48,084	24.33%	

DEPARTMENT:	PUBLIC WORKS								
OBJECT/ACCOUNT NAME:									
534.12.01 Regular Salaries	23,424.29	114,909	91,485	20.39%					
534.13.01 Other Salaries & Wages	3,207.60	7,512	4,304	42.70%					
534.14.01 Overtime	173.54	-	-174	0.00%					
534.19.01 Banked Sick Leave	0.00	-							Merit Bonus increase per PTA contract, one
534.21.01 FICA Taxes	1,663.36	7,124	5,461	23.35%					
534.21.02 Medicare	377.08	1,666	1,289	22.63%					
534.22.01 Retirement	2,640.39	11,319	8,679	23.33%					
534.23.01 Life, Health & Dental Insurance	4,346.79	23,118	18,771	18.80%					
534.24.01 Workers' Compensation	2,119.00	12,663	10,544	16.73%					
534.25.01 Unemployment Compensation	0.00	-	0	0.00%					
TOTAL PERSONAL SERVICES:	37,952.05	178,311	140,359	21.28%					
534.41.01 Telephone	350.69	1,470	1,119	23.86%					
534.41.02 Radios	0.00	1,260	1,260	0.00%					
534.43.01 Electric	260.48	1,050	790	24.81%					
534.43.02 Water	73.37	420	347	17.47%					
534.44.02 Equipment Rental	586.42	3,500	2,914	16.75%					
534.45.01 Insurance - Auto	162.00	592	430	27.36%					
534.45-02 Insurance - Liability	852.00	2,551	1,699	33.40%					
534.46.01 R&M Vehicles	0.00	1,000	1,000	0.00%					
534.46.02 R&M Equipment	1,009.02	5,000	3,991	20.16%					
534.46.03 R&M Buildings	1,589.98	15,000	13,410	10.60%					
534.46.05 R&M Field	0.00	15,000	15,000	0.00%					
534.49.05 Truck Washing	0.00	100	100	0.00%					
534.51.01 Office Supplies	148.89	1,500	1,351	9.93%					
534.52.01 Operating Supplies	2,307.24	7,500	5,193	30.76%					
534.52.02 Gas & Oil	668.25	2,600	1,932	25.70%					
534.52.03 Tires & Tire Repair	287.11	500	213	57.42%					
534.52.04 Uniform Rental	497.12	1,918	1,421	25.92%					
TOTAL MATERIALS, SUPPLIES, SERVICES:	8,792.57	60,961	52,168	14.42%					
TOTAL OPERATING EXPENSES / BUDGET:	46,744.62	239,272	192,527	19.54%					
534.62.01 Buildings			0						
534.63.02 Landscaping	1,950.00	10,000	8,050	19.50%					
534.64.02 Machinery & Equipment			0						
TOTAL CAPITAL OUTLAY:	1,950.00	10,000	8,050	19.50%					
TOTAL NON-OPERATING BUDGET:	1,950.00	10,000	8,050	19.50%					
TOTAL DEPARTMENT EXPENSES / BUDGET:	48,694.62	249,272	200,577	19.53%					

[illegible]

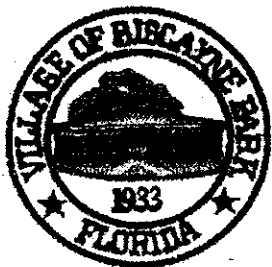
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VILLAGE OF BISCAYNE PARK
BUDGET VS ACTUAL AS OF 12/31/2009

FUND	SANITATION FUND								
	REVENUE:								
343.40.01	Garbage/Waste Fees			728,190	182,613			74.92%	
343.40.03	Special Pick-up / Lot Clearing	545,576.63	2,760.00	10,000	7,240			27.60%	
	TOTAL REVENUES/BUDGET:	548,336.63		738,190	189,853			74.28%	
	EXPENSES								
	OBJECT/ACCOUNT NAME:								
534.12.01	Regular Salaries	53,731.90		213,405	159,673			25.18%	
534.13.01	Other Salaries & Wages	7,099.93		14,444	7,344			49.15%	
534.14.01	Overtime	269.60		2,200	1,930			12.25%	
534.19.01	Banked Sick Leave	0.00			0				
534.21.01	FICA Taxes	3,787.85		13,368	9,580			28.34%	
534.21.02	Medicare	897.67		3,126	2,228			28.72%	
534.22.01	Retirement	6,018.48		21,237	15,219			28.34%	
534.23.01	Life, Health & Dental Insurance	10,598.79		45,135	34,536			23.48%	
534.24.01	Workers' Compensation	5,646.00		33,744	28,098			16.73%	
	TOTAL PERSONAL SERVICES:	88,050.22		346,659	258,609			25.40%	
534.32.01	Audit Fees	0.00		5,200	5,200			0.00%	
534.34.02	Dump-Garbage/Waste	29,428.16		172,400	142,972			17.07%	
534.34.03	Dump-Recycling	8,750.00		35,000	26,250			25.00%	
534.41.01	Telephone	350.69		1,470	1,119			23.86%	
534.41.02	Radios	0.00		1,260	1,260			0.00%	
534.42.01	Postage	0.00		250	250			0.00%	
534.43.01	Electric	260.48		1,050	790			24.81%	
534.43.02	Water	73.37		420	347			17.47%	
534.45.01	Insurance - Auto	822.00		3,000	2,178			27.40%	
534.45.02	Insurance - Liability	1,299.00		4,786	3,487			27.14%	
534.46.01	R&M Vehicles	905.02		8,000	7,095			11.31%	
534.49.02	Advertising	0.00		800	800			0.00%	
534.49.05	Truck Washing	0.00		1,000	1,000			0.00%	
534.51-01	Supplies: General Office	0.00		250	250			0.00%	
534.52.01	Operating Supplies	872.58		2,500	1,627			34.90%	
534.52.02	Gas & Oil	2,316.26		26,320	24,004			8.80%	
534.52.03	Tires & Tire Repair	1,135.70		3,000	1,864			37.86%	
534.52.04	Uniform Rental	747.65		3,840	3,092			19.47%	
534.53.01	Depreciation	0.00		12,600	12,600			0.00%	
534.53.02	Administration Fee-Miami-Dade	0.00		36,205	36,205			0.00%	
534.53.03	Administration Fee-BP Administration	0.00		50,000	50,000			0.00%	
	TOTAL MATERIALS, SUPPLIES, SERVICES:	46,960.91		369,351	322,390			12.71%	
534.75.01	Lease/Purchase Interest	13,945.14		22,180	8,235			62.87%	
	TOTAL DEBT SERVICE	13,945.14		22,180	8,235			62.87%	
	TOTAL DEPARTMENT EXPENSES/BUDGET	148,956.27		738,190	589,234			20.18%	
	TOTAL EXPENSES	148,956.27		738,190	589,234			20.18%	
	TOTAL REVENUE	548,336.63		738,190	189,853			74.28%	
	TOTAL REVENUES/TOTAL EXPENSES	399,380.36		-	-399,380				

**VILLAGE OF BISCAYNE PARK
CASH BALANCES
AS OF 12/31/2009**

FUND NAME	ACCOUNT #	BALANCE	
GENERAL FUND	801.0000.101.01.00	188,780.71	
PAYROLL	801.0000.101.02.00	3,407.48	
ROAD FUND	101.0000.101.04.00	40,237.73	
FORFEITURE FUND	105.0000.101.05.02	22,404.18	
FORFEITURE FEDERAL	105.0000.101.05.01	3,079.22	
BANKED SICK LEAVE	001.0000.105.00.00	-	Account Closed
STATE POOL INVEST. A	001.0000.151.01.00	1,180.10	
STATE POOL INVEST. B	001.0000.151.01.01	9,384.79	
TRANSIT SURTAX	301.0000.101.04.00	39,096.27	
STORMWATER PROJECT	401.0000.101.07.00	429.81	
PETTY CASH	001.0000.102.00.00	300.00	
CRIME WATCH	105.0000.101.03.00	3,664.87	
CAPITAL PROJECT	601.0000.101.04.00	39.85	
MONEY MARKET	001.0000.151.02.00	1,381,908.50	
DOG PARK RESERVE	001-0000-106-00-00	-	Account Closed
TOTAL		\$ 1,693,913.51	



Village of Biscayne Park

640 NE 114th Street
Biscayne Park, FL 33161

Tel: 305 899 8000

Fax: 305 891 7241

Mayor and Commission

Roxanna Ross
Mayor

Albert Childress
Vice Mayor

Robert "Bob" Anderson
Commissioner

Steve Bernard
Commissioner

Bryan Cooper
Commissioner

Ana Garcia
Village Manager

John J. Hearn
Village Attorney

Maria Camara
Village Clerk

Date: February 25, 2010

To: Mayor Roxanna Ross
Vice Mayor Al Childress
Commissioner Bob Anderson
Commissioner Steve Bernard
Commissioner Bryan Cooper

From: Ana Garcia, Village Manager

Re: Ordinance 2010-3 – Adopting the Evaluation and Appraisal Report

Background Analysis:

On February 16, 2010, the Village of Biscayne Park Planning & Zoning Board, acting as the Local Planning Agency, reviewed the proposed Comprehensive Plan Evaluation and Appraisal Report-Based Amendments. The board voted to recommend that the Commission transmit the amendments to the State for preliminary sufficiency review upon first reading of the Ordinance, after directing staff and the consultants to make the changes listed.

Fiscal/Budgetary Impact:

As per budgetary appropriations and grants.

Recommendation:

Manager recommends approval at first reading, as per the direction of the Planning & Zoning board's recommendation.

ORDINANCE NO. 2010-3

**AN ORDINANCE OF THE VILLAGE COMMISSION OF
THE VILLAGE OF BISCAYNE PARK, FLORIDA
ADOPTING THE EVALUATION AND APPRAISAL
REPORT BASED AMENDMENTS TO THE
COMPREHENSIVE PLAN; AUTHORIZING
TRANSMITTAL TO REVIEW AGENCIES; PROVIDING
FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE
DATE**

WHEREAS, the Florida legislature intends that local planning be a continuous and ongoing process; and

WHEREAS, Section 163.3191, Florida Statutes, directs local governments to periodically assess the success or failure of the adopted plan to adequately address changing conditions and state policies and rules; and

WHEREAS, Section 163.3191, Florida Statutes, directs local governments to adopt needed amendments to ensure that the plan provides appropriate policy guidance for growth and development; and

WHEREAS, on August 5, 2008, the Village adopted its Evaluation and Appraisal Report by approving Ordinance 2008-2; and

WHEREAS, the Florida Department of Community Affairs found the adopted EAR sufficient; and

WHEREAS, the Village has completed its proposed Evaluation and Appraisal Report-based amendments consistent with the requirements of Chapter 163, Part II, F.S., and Rule 9J-5 and 9J-11, F.A.C.; and

WHEREAS, the Village Commission, upon first reading of this Ordinance, authorized transmittal of the EAR-Based Amendments to the Department of Community Affairs and review agencies for the purpose of a review in accordance with Sections 163.3184, 163.3187, 163.3189 and 163.3191, Florida Statutes;

**NOW, THEREFORE BE IT ORDAINED BY THE VILLAGE COMMISSION OF
THE VILLAGE OF BISCAYNE PARK, FLORIDA:**

Section 1. Each and all the foregoing Whereas clauses are true and correct and are incorporated herein.

Section 2. The 2010 Evaluation and Appraisal Report-Based Amendments to the Village of Biscayne Park Comprehensive Plan, attached as Exhibit "A" to this Ordinance and as revised to address any objections, recommendations and comments provided by the Department of Community Affairs and review agencies, are hereby adopted and transmitted to the Department of Community Affairs and review agencies.

Section 3. **Severability.** The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 4. **Effective Date.** This Ordinance shall be effective upon adoption on second reading.

The foregoing Ordinance was offered by Commissioner _____, who moved its adoption. The motion was seconded by _____ and upon being put to a vote, the vote was as follows:

The foregoing ordinance upon being put to a vote, the vote was as follows:

Roxanna Ross, Mayor

Attest:

Mayor Ross _____
Vice Mayor Childress _____
Commissioner Anderson _____
Commissioner Bernard _____
Commission Cooper _____

Village Clerk

Approved as to form:

John J. Hearn, Village Attorney



MEMORANDUM

TO: Village Commission, Village of Biscayne Park

FROM: Jerry H. Bell, AICP

DATE: March 2, 2010

RE: Proposed Evaluation and Appraisal Report-based Comprehensive Plan-based amendments

Executive Summary

Upon first reading of the attached Ordinance, the Village of Biscayne Park Commission is authorizing Village staff and its consultants to transmit the 2010 Comprehensive Plan Evaluation and Appraisal Report-based amendments (EAR-based amendments) to the State of Florida Department of Community Affairs and other review agencies for preliminary sufficiency review. The EAR-based amendments are comprised of 12 applications for amendments to the Village of Biscayne Park's Comprehensive Plan based on the adopted 2008 Evaluation and Appraisal Report (EAR). The Village's EAR was adopted by the Village and found sufficient in December 2008. In accordance with State statute, the Village must adopt amendments to its Comprehensive Plan within 18 months of the date that the EAR is found sufficient.

These amendments are intended to: implement the recommendations contained in the Village's adopted EAR; generally update the Plan and its goals, objectives and policies, and; address subsequent changes in State growth management legislation. Only goals, objectives, policies and text for which amendments are recommended, or new goals, objectives and policies, are transmitted. Additions are denoted by underline; deletions by ~~strike through~~.

On February 16, 2010, the Village of Biscayne Park Planning & Zoning Board, acting as the Local Planning Agency, reviewed the proposed EAR-based Amendments. The Local Planning Agency voted to recommend that the Commission transmit the amendments to the State for preliminary sufficiency review upon first reading of the Ordinance, after directing staff and the consultants to make the following changes:

1. Page 4, Future Land Use Element Amendment 13, strike "Residential and" as follows:

Policy 2.7 Although there are currently no school sites within the Village of Biscayne Park, schools will be permitted in areas designated "Residential" and "Public Facilities" on the Future Land Use Plan Map, under the condition that the site otherwise meets the land requirements for the location of a school. [Chapter 163.3177 (6)(a), F.S.]

2. Page 5, Future Land Use Element Amendment 23, add "and landscaping" after "tree plantings" as follows:

Policy 5.3 The Village shall seek to provide for increased tree plantings and landscaping in medians to define edges and discourage driving on grass.

3. Page 6, delete Future Land Use Element Amendment 25 due to potential safety issues as follows:

~~Policy 5.5 The Village shall seek to provide a perimeter hedge at Burke Park.~~

4. Page 26, Recreation and Open Space Amendment 20, retain Policy 5.4 (currently recommended for deletion), but reword as follows:

Policy 5.4 The Village Commission is to initiate an ~~will~~ exploration of the need for additional neighborhood based facilities such as tennis courts, indoor classrooms, and picnic shelters.

5. Page 30, Conservation Element Amendment 11, and "and landscaping" after "tree plantings" as follows:

Policy 3.3 The Village shall seek to provide increased tree plantings and landscaping in medians to define edges and discourage driving on grass.

6. Page 34, Intergovernmental Coordination Element Amendment 12, the Board recommends that the Commission review new Policy 1.9 to ensure that it remains accurate:

Policy 1.9 The Village shall coordinate with Miami-Dade County and other jurisdictions in order to evaluate the feasibility of annexing adjacent unincorporated areas, with the area bounded by NE 121 Street to the north, NE 107 Street to the south, Biscayne Boulevard to the east, and the East Coast Railroad to the west identified as the top priority and the area bounded by NE 121 Street to the north, NE 107 Street to the south, NE 2nd Avenue to the west, and Griffing Boulevard to the east identified as the second priority.

7. Page 35, Intergovernmental Coordination Element Amendment 20, add "City of North Miami" as follows:

Policy 2.6 The Village Commission is to continue to ~~shall~~ maintain communication with the Florida Department of Transportation, Miami-Dade County, the City of North Miami, and the Village of Miami Shores so that there is compliance with agreed maintenance levels for the roads that each agency is responsible for in Biscayne Park; and with Miami-Dade County so that there

is maintenance of mutually agreed service standards for fire and rescue, bus service, and traveling library.

8. Page 42, Capital Improvements Element Amendment 29, add “and landscaping” after “tree plantings” as follows:

Policy 4.7 To the extent that it is financially feasible, the Village will seek to plant additional shade trees on pedestrian ways, and increased tree plantings and landscaping in medians to define edges and discourage driving on grass.

Recommendation

To authorize transmittal of the EAR-based amendments to the State and review agencies for preliminary sufficiency review upon first reading of the ordinance.

INTRODUCTION AND EXECUTIVE SUMMARY

This report is comprised of 12 applications for amendments to the Village of Biscayne Park's Comprehensive Plan. The Village's Comprehensive Plan Evaluation and Appraisal Report was adopted by the Village and found sufficient in December 2008. These amendments are intended to: implement the recommendations contained in the Village's adopted Evaluation and Appraisal Report; generally update the Plan and its goals, objectives and policies, and; address subsequent changes in State growth management legislation. The proposed amendments are collectively referred to as Evaluation and Appraisal Report-based amendments. Only goals, objectives, policies and text for which amendments are recommended, or new goals, objectives and policies, are included. Additions are denoted by underline; deletions by ~~strikethrough~~.

The Village of Biscayne Park is a municipality of 3,328 residents¹ located in northeast Miami-Dade County. Arthur Mertlow Griffing initiated development of Griffing Biscayne Park Estates in the 1920s, imbuing the community with a lush tropical garden environment reflective of his background in the nursery industry. Mr. Griffing's development was incorporated as the Village of Biscayne Park in 1933, the same year that the federal Works Progress Administration constructed the Village Hall out of Dade County pine.² The distinctive log cabin, designated a historic structure by Miami-Dade County, continues to house the Village administration and Police Department.

The Village occupies 385 acres (.60 square miles) of land bounded by the City of North Miami to the north, Miami Shores Village to the south, and unincorporated Miami-Dade County to the east and west. There have been no increases in the Village's land area since the Comprehensive Plan was adopted in 1988. The western boundary is the Biscayne Canal and the eastern boundary is the Florida East Coast Railroad tracks, giving the Village a distinctive inverted triangle shape. Key access to the Village is provided via NE 6th Avenue to the south, the street grid network to the north, and NE 107 Street/Griffing Boulevard to the east.

The 12 applications contained in this report correspond to the Comprehensive Plan elements and subelements to which amendments are recommended. The Village's Comprehensive Plan was adopted in 1988, and has not been subject to a major amendment since that time. Many of the amendments are therefore targeted to updating dates and references and addressing changes in State growth management regulations.

¹ University of Florida Shimberg Center for Affordable Housing, *Population Projections*, 2007

² Bramson, Seth H., *Boulevard of Dreams*, The History Press, 2007

APPLICATION NO. 1
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
FUTURE LAND USE ELEMENT AMENDMENTS

1. Amend Objective 1 as follows:

Objective 1 To preserve the current livability and character of the Village as measured by the existing land use map and to review the situation every ~~five~~ seven years.

2. Amend Policy 1.1 as follows:

Policy 1.1 The Village ~~Commission is to~~ shall continue to enforce the land development regulations ~~so as in order~~ to maintain the current mix of living and recreational activities as reflected in the existing and future land use maps.

3. Amend Policy 1.2 as follows:

Policy 1.2 The Village ~~Commission is to initiate the evaluation of~~ shall evaluate the Future Land Use Map and Comprehensive Plan every ~~five~~ seven years to establish how any changes that have occurred have affected the liveability and character of the Village.

4. Amend Policy 1.3 as follows:

Policy 1.3 The Village ~~Commission is to~~ shall continue ~~with its~~ to maintain and management of the drainage and stormwater, open space and traffic facilities that ~~it is responsible for~~ are under its jurisdiction.

5. Amend Objective 2 as follows:

Objective 2 To manage land uses through the ~~preparation, adoption,~~ implementation, and enforcement of the land development regulations ~~that are to be adopted one year after the adoption of the Comprehensive Plan.~~

6. Amend Policy 2.1 as follows:

Policy 2.1 The ~~Village Commission is to modify its~~ land development regulations ~~so that they are specific and detailed and that include provisions to~~ shall regulate the subdivision of land, ~~to~~ safeguard the compatibility of adjacent land uses and provide for open space, ~~to~~ regulate signage, and ~~to~~ provide that development orders and permits shall not be issued which result in a

reduction of the level of services for the affected public facilities below the level of service standards adopted in this Comprehensive Plan.

7. Amend Policy 2.2 as follows:

Policy 2.2 ~~The Village Commission is to modify its land development regulations to be based on and consistent with the following~~ shall be consistent with the following residential densities:

- a) Low density residential – less than 2.0 residential units per gross acre
- b) High density residential – 2.1 to 6.0 residential units per gross acre

8. Amend Policy 2.3 as follows:

Policy 2.3 ~~The Village Commission is to modify its land development regulations to address~~ shall regulate the location and extent of non-residential land uses ~~so as to be consistent in accordance~~ with the Future Land Use Map and the policies for land uses contained in this element.

9. Amend Policy 2.4 as follows:

Policy 2.4 ~~The Village Commission is to modify its land development regulations to~~ shall include a special residential category for ~~use as a group homes.~~

10. Amend Policy 2.5 as follows:

Policy 2.5 ~~The Village Commission is to modify its land development regulations to contain~~ shall include performance standards for open space requirements.

11. Delete Policy 2.6 as follows:

Policy 2.6 ~~Before adopting the land development regulations the Village Commission is to initiate the distribution of a draft copy of the proposed regulations for Biscayne Park to adjoining municipalities for comment on compatibility with their own regulations.~~

12. Add Policy 2.6 as follows:

Policy 2.6 The Village shall utilize the appropriate intergovernmental coordination and dispute resolution procedures to ensure that new development and redevelopment in adjacent jurisdictions does not create land use

conflicts or otherwise adversely impact quality of life or levels of service in the Village.

13. Add Policy 2.7 as follows:

Policy 2.7 Although there are currently no school sites within the Village of Biscayne Park, schools will be permitted in areas designated "Residential" and "Public Facilities" on the Future Land Use Plan Map, under the condition that the site otherwise meets the land requirements for the location of a school. [Chapter 163.3177 (6)(a), F.S.]

14. Add Policy 2.8 as follows:

Policy 2.8 Although there are no military installations within or proximate to the Village at present, the Village will adhere to State statutory requirements to ensure compatibility of new development and redevelopment with military operations if a military installation is located within or within one-half mile of its boundaries in the future.

15. Amend Objective 3 as follows:

Objective 3 To safeguard historic resources and to review ~~every five years~~ the status of the resources on an ongoing basis.

16. Amend Policy 3.1 as follows:

Policy 3.1 ~~The Village Commission is to modify its land development regulations to contain performance standards for the historically significant property of the Village Hall, which merits protection, and review periodically the historical value of all the community's structures~~ shall coordinate with the Miami-Dade County Office of Historic Preservation and Florida Department of State in order to conduct an updated survey and inventory of historically, architecturally, or archaeologically-significant sites and buildings within its jurisdiction, and take timely and appropriate measures to preserve identified sites.

17. Amend Objective 4 as follows:

Objective 4 To coordinate future land uses with the availability, as measured in other elements of this Comprehensive Plan, of facilities and services, such as sanitary sewer, solid waste, drainage, and potable water, and multi-modal transportation facilities.

18. Amend Policy 4.1 as follows:

Policy 4.1 ~~The Local Planning Agency is to~~ Village shall evaluate applications to ~~change~~ amend the future land use map for consistency with the level of service standard of public facilities or services.

19. Add Policy 4.2 as follows:

Policy 4.2 The Village shall implement land development regulations to accommodate, regulate, and protect existing and future energy efficient electric power generation and transmission systems, including right-of-way protection, allowing substations and transmission lines in Future Land Use and zoning districts.

20. Add Objective 5 as follows:

Objective 5 The Village shall maintain and improve the built and natural environment in order to remain one of South Florida's most desirable residential communities.

21. Add Policy 5.1 as follows:

Policy 5.1 Signage within the Village shall utilize natural materials such as coral rock and keystone walls.

22. Add Policy 5.2 as follows:

Policy 5.2 The Village shall seek to provide for additional shade trees on pedestrian ways.

23. Add Policy 5.3 as follows:

Policy 5.3 The Village shall seek to provide for increased tree plantings in medians to define edges and discourage driving on grass.

24. Add Policy 5.4 as follows:

Policy 5.4 The Village shall seek to provide for understory plantings in medians comprised of native plants that do not require extensive watering, and that attract butterflies and birds.

25. Add Policy 5.5 as follows:

Policy 5.5 The Village shall seek to provide a perimeter hedge at Burke Park.

26. Add Policy 5.6 as follows:

Policy 5.6 The Village shall seek to provide new medians in the few areas that do not provide this amenity.

27. Add Policy 5.7 as follows:

Policy 5.7 The Village shall seek to reclaim and landscape the underutilized alleys in the neighborhood between NE 6 Avenue, NE 117 Street, NE 8 Avenue, and NE 121 Street.

28. Add Policy 5.8 as follows:

Policy 5.8 The Village shall seek to provide increased security and sound abatement along the FEC railroad track.

29. Add Policy 5.9 as follows:

Policy 5.9 The Village shall promote the use of landscape treatments that foster a consistent theme of natural plantings and materials.

30. Add Policy 5.10 as follows:

Policy 5.10 The Village shall seek to enhance the species diversity of the street tree population with recommended native species.

31. Add Policy 5.11 as follows:

Policy 5.11 The Village shall seek to decrease conflicts between overhead utility lines and street trees to the maximum extent feasible.

32. Add Policy 5.12 as follows:

Policy 5.12 The Village shall seek to increasing the age diversity of its urban forest by planting small quantities of new trees each year;

33. Add Policy 5.13 as follows:

Policy 5.13 The Village shall seek to implement a regular urban tree maintenance schedule balancing young tree pruning, established tree maintenance, and the removal of trees in poor condition.

APPLICATION NO. 2
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
HOUSING ELEMENT AMENDMENTS

1. Amend Objective 1 as follows:

Objective 1 ~~To continue to the useful life of existing affordable housing for residents by the recertification of each housing unit that reaches forty years of age~~ ensure that the housing stock is maintained and improved in accordance with all current code and building requirements, and reflects the aesthetic quality and historic character of the community.

2. Amend Policy 1.1 as follows:

Policy 1.1 ~~The Village Clerk is to initiate the establishment and maintenance of a monitoring system and is to review and report annually to the Local Planning Agency the rate of house remodeling in the Village so that the Agency may recommend to the Village Commission any required steps, such as providing~~ shall provide information and technical assistance programs, to assist owners to maintain their houses in good repair, as appropriate, to property owners to ensure that they are fully apprised of building standards, property maintenance requirements, and programs that provide assistance to qualified households.

3. Amend Policy 1.2 as follows:

Policy 1.2 ~~The Village Clerk is to include in the monitoring system a record of trends in the Dade County Property Appraiser's valuations for the Village so as to ascertain that the~~ shall seek to ensure that its housing in Biscayne Park remains constantly within the financial capabilities of the owners, and indirectly, the renters stock continues to meets the housing needs of its residents.

4. Amend Policy 1.3 as follows:

Policy 1.3 ~~After adoption of the Comprehensive Plan the Local Planning Agency is to initiate a review of local land uses regulations and building codes to~~ The Village shall seek to eliminate unnecessary regulatory practices

and reduce costs barriers to the provision of housing that meets the needs of its residents.

5. Amend Policy 1.4 as follows:

Policy 1.4 ~~The Village Commission is to appraise remodeling rates, valuation trends, and other data to establish a neighborhood stabilization standard for Biscayne Park~~ shall utilize code enforcement, capital improvement programs, landscaping and building requirements, and other mechanisms to maintain and improve its neighborhoods on an ongoing basis.

6. Add Policy 1.5 as follows:

Policy 1.5 The Village will encourage new residential development and redevelopment to incorporate energy saving design and construction features, such as adequate insulation, solar power, less heat-absorbent roofing materials, and increased tree canopies, into design, construction and site development plans.

7. Add Policy 1.6 as follows:

Policy 1.6 The Village will encourage the use of renewable building materials in the construction of new or redevelopment of existing housing.

8. Add Policy 1.7 as follows:

Policy 1.7 The Villa will consider the development and implementation of a green building certification program, with associated regulations, incentives and standards.

9. Amend Objective 2 as follows:

Objective 2 ~~To eliminate by 1993 the three existing~~ Utilize code enforcement procedures and building standards to eliminate substandard units identified in the 1980 Census and to maintain the structural and aesthetic standards of the remaining housing stock in the Village housing conditions that negatively impact the public health, safety and welfare, and/or degrade the historic and aesthetic quality of the built and natural environment.

10. Amend Policy 2.1 as follows:

- Policy 2.1 ~~After the adoption of the Comprehensive Plan the Local Planning Agency is to initiate a survey of the substandard units to establish their actual condition and the steps necessary to improve the units, including assistance to owners to provide complete plumbing facilities for exclusive use and taking advantage of federal programs as appropriate~~ Monitor housing conditions on an ongoing basis in order to identify and address substandard units.
11. Amend Policy 2.2 as follows:
- Policy 2.2 ~~The Local Planning Agency is to initiate the establishment of standards~~ Village shall continue to maintain and enforce standards for visual harmony, environmental compatibility, and the housing quality of housing as a modification to the current building permit process through the appropriate mechanisms.
12. Amend Policy 2.3 as follows:
- Policy 2.3 ~~By 2014, the Village Commission is to review every five years the value of all the Village's structures and recommend to the Metro Dade County Historic Preservation Board any structures in Biscayne Park that are sites of major architectural, historical, or contextual significance that are to be so designated and protected~~ shall coordinate with the Miami-Dade County Office of Historic Preservation and Florida Department of State in order to conduct an updated survey and inventory of historically, architecturally, or archaeologically-significant sites and buildings within its jurisdiction, and take timely and appropriate measures to preserve identified sites.
13. Amend Objective 3 as follows:
- Objective 3 ~~To review every five years ensure that the existing housing stock continues to provide housing that is affordable to and that meets the needs of its residents affordable housing units for the elderly and low income households in Biscayne Park, and fair housing choice for all residents.~~
14. Amend Policy 3.1 as follows:
- Policy 3.1 ~~The Local Planning Agency is to initiate reviews of the requirements of elderly households and low income households, and to make recommendations to the Village Commission as appropriate~~ Village shall conduct an affordable housing needs assessment at the time that

it conducts its Comprehensive Plan Evaluation and Appraisal Report, and shall implement strategies, as appropriate, to address unmet housing needs identified in the assessment.

15. Amend Policy 3.2 as follows:

Policy 3.2 ~~The Local Planning Agency is to initiate meetings, that are to be well advertised and to be held at least once a year, to draw attention to and discuss issues related to households with Village, in conducting its affordable housing needs assessment, shall consider the housing needs of special needs groups, and shall implement strategies, as appropriate, to address these needs.~~

16. Amend Policy 3.3 as follows:

Policy 3.3 ~~The Local Planning Agency is to initiate an annual review of options available to decrease the proportion that low income owners and renters pay in monthly costs or rent. Options could include a subsidy system to financially assist these households, or taking advantages of state "affordable housing" assistance loans and grants Village, in conducting its affordable housing needs assessment, shall evaluate the number of cost burdened households (households paying more than 30 percent of their income for housing) within its boundaries, and investigate strategies and programs that might be available to assist qualified households.~~

17. Amend Policy 4.1 as follows:

Policy 4.1 ~~The Village Commission is to include in its principles and criteria guiding shall prioritize the location of group homes and foster care facilities, on sites having a high level of accessibility to open space, community facilities, and public transportation.~~

18. Delete Policy 4.2 as follows:

~~Policy 4.2 The Village Commission is to designate a site in the Future Land Use Plan for a group home and foster care facility on the vacant land on the north side of NE 113th Street and east of Griffing Boulevard, and to propose standards and principles for these.~~

**APPLICATION NO. 3
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
TRANSPORTATION ELEMENT AMENDMENTS**

1. Amend Goal as follows:

GOAL

THE TRANSPORTATION ~~CIRCULATION~~ GOAL FOR THE VILLAGE OF BISCAYNE PARK IS TO MAKE AVAILABLE TO ALL CURRENT AND FUTURE RESIDENTS AND VISITORS A SAFE, CONVENIENT, AND EFFICIENT TRANSPORTATION SYSTEM.

2. Amend Objective 1 as follows:

Objective 1 To secure a safe, convenient and efficient local multi-modal transportation system for motor vehicles, mass transit, and ~~buses~~, bicycles, and pedestrians, ~~as measured by LOS and accident rates, and to coordinate with county and all state agencies to improve existing conditions on the County Collector and the State Minor Arterial over the period of 1988-1993.~~

3. Amend Policy 1.1 as follows:

Policy 1.1 The Village ~~Commission is to initiate coordination efforts with State and County agencies to~~ shall maintain a peak hour level of service standard "AB" for all local roads, and coordinate with the County and State to maintain a peak hour level of service standard "D" for county and state roads in Biscayne Park, NE 107th Street/Griffing Boulevard and State Road 915/NE 6th Avenue, ~~and to study measures to improve county and state roads to a level of service standard "C".~~

4. Amend Policy 1.2 as follows:

Policy 1.2 The Village ~~Commission is to request Metropolitan~~ shall continue to encourage Miami-Dade County's ~~to initiate comprehensive traffic surveillance and enforcement activities of the County Collector road, on~~ Griffing Boulevard, ~~and to take into account local factors.~~

5. Amend Policy 1.3 as follows:

Policy 1.3 ~~The Village Commission is to initiate a recommendation to the~~ shall encourage the County to; maintain ~~the current~~ and improve levels of service for mass transit; provide shelters, route information, and schedules to Village residents, and; continue to make fare systems easily understood.

6. Amend Policy 1.4 as follows:

Policy 1.4 ~~The Village Commission is to initiate a study of existing~~ shall consider strategies to maintain and improve bicycle and pedestrian ways in Biscayne Park, particularly to and from the park and recreation center, ~~with a view to proposing any improvements that may be required.~~

7. Amend Policy 1.5 as follows:

Policy 1.5 ~~The Village Chief of Police is to initiate an annual~~ shall continue its review of accident data, and evaluate measures that can be taken to reduce incidents.

8. Amend Objective 2 as follows:

Objective 2 ~~To coordinate the traffic circulation~~ multi-modal transportation system with the future land uses shown on the future land use map and ~~review every five years~~ ensure that the current level of accessibility for residents, as measured by the existing direct access that each individual dwelling unit has with the Village road network, is maintained and that rights-of-way have been protected from encroachment.

9. Amend Policy 2.1 as follows:

Policy 2.1 ~~The Village Commission is to continue with its current activities for the~~ shall ensure that its road network in Biscayne Park so that it remains convenient to residents, and that control of the connections and access points of driveways and roads to roadways is maintained.

10. Amend Policy 2.2 as follows:

Policy 2.2 ~~The Village Commission is to continue with its current activities so that~~ the shall coordinate with the appropriate agencies to ensure that the transportation disadvantaged will have the same level of access to public transit services as available to the general public, and private costs of accessibility are lowered.

11. Amend Objective 3 as follows:

Objective 3 ~~To measure the amount of through traffic in t~~The Village and to undertake efforts to see that the level is reduced by 1995, and that, at worst, does not increase above the current level so as to maintain the character of the Village shall seek to maintain safe and efficient transportation circulation through the regulation of through traffic, enforcement of traffic laws, and traffic calming and control techniques as appropriate.

12. Amend Policy 3.1 as follows:

Policy 3.1 ~~The Village Commission is to initiate a recommendation to Dade County to undertake a study to identify the amount of~~ shall continue to regulate through traffic, in Biscayne Park and to establish ways of reducing the flow of this traffic, including the feasibility of a major east-west route between Biscayne Boulevard and NE 6th Avenue outside the Village of Biscayne Park and discourage excessive cut-through traffic on neighborhood streets, through traffic law enforcement, ample signage to deter motorists from violating traffic laws, and the continued implementation of traffic calming projects which might include traffic circles, raised intersections, road closures, and traffic pattern reconfigurations.

13. Add Policy 3.2 as follows:

Policy 3.2 The Village shall maintain its traffic enforcement activities, and a visible police presence.

14. Add Policy 3.3 as follows:

Policy 3.3 The Village shall maintain ample signage, including electronic speed limit signs at key locations.

15. Add Policy 3.4 as follows:

Policy 3.4 The Village shall seek to provide traffic circles with landscaping at key locations, including NE 10 Avenue at NE 119 Street and NE 10 Avenue at NE 113 Street.

16. Add Policy 3.5 as follows:

Policy 3.5 The Village shall seek to provide traffic tables to slow traffic at median crossings, particularly wide medians crossed by NE 7 Avenue, NE 10 Avenue, NE 109 Street, and NE 113 Street.

17. Add Policy 3.6 as follows:

Policy 3.6 The Village shall consider the reconfiguration of streets with hazardous turning movements.

18. Add Policy 3.7 as follows:

Policy 3.7 The Village shall consider the provision of designing a series of low stone walls to protect the curved ends of medians.

19. Add Policy 3.8 as follows:

Policy 3.8 The Village shall consider designing and installing a series of entrance signs at primary locations where traffic enters the Village.

20. Add Policy 3.9 as follows:

Policy 3.9 The Village shall consider the provision of increased car parking along NE 9 Court and NE 9 Avenue to control overflow parking.

21. Add Policy 3.10 as follows:

Policy 3.10 In addition to the strategies outlined in policies 3.1 to 3.9 above, the Village shall consider the implementation of other traffic calming projects as appropriate and feasible.

22. Amend Objective 4 as follows:

Objective 4 To coordinate land uses and other developments that may affect transportation with the transportation plans and programs of Metropolitan Miami-Dade County, and the Florida Department of Transportation's 5-year transportation plan, and from adjoining municipalities, of proposed land use and other developments that may affect traffic circulation in Biscayne Park during the period 1988 – 1993.

23. Amend Policy 4.1 as follows:

Policy 4.1 The Local Planning Agency is to initiate a review every six months of shall review any proposed changes to the Village's Future Land Use Map, and any adjoining areas, with a view to compatibility with the Biscayne Park's traffic circulation Transportation Element.

24. Add Objective 5 as follows:

Objective 5 The Village shall maintain and improve of a safe, efficient and comprehensive multi-modal transportation system that includes automobiles, transit, bicycles, and pedestrian facilities.

25. Add Policy 5.1 as follows:

Policy 5.1 The Village shall seek to provide sidewalks along NE 6 Avenue and NE 113 Street between the Village Hall and Burke Community Center.

26. Add Policy 5.2 as follows:

Policy 5.2 The Village shall seek to designate an exercise route that connects existing medians, and jogging/pedestrian routes that start and end at Burke Park.

27. Add Policy 5.3 as follows:

Policy 5.3 The Village shall seek to provide a demarcated bicycle route on a loop along NE 8 Avenue, NE 10 Avenue, NE 111 Street, and NE 121 Street.

28. Add Policy 5.4 as follows:

Policy 5.4 The Village shall seek to provide for benches, shelters and landscaping at bus stops.

29. Add Policy 5.5 as follows:

Policy 5.5 The Village shall seek to limit greenhouse gas emissions through the implementation of strategies to reduce the number of vehicle miles travelled. These strategies may include but not be the promotion of compact mixed use development that provides for a mixture of residential and non-residential land uses in a pedestrian friendly environment with multi-modal transportation connectivity to other areas; promoting the use of alternate transportation modes as specified herein, including mass transit, bicycles, and pedestrianism, and; requiring Transportation Demand Management Programs as a condition for development approvals.

APPLICATION NO. 4
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
PUBLIC FACILITIES ELEMENT
SANITARY SEWER SUBELEMENT AMENDMENTS

1. Amend Goal as follows:

GOAL- SANITARY SEWERS:

~~THE GOAL FOR SANITARY SEWERS IS FOR THE VILLAGE OF BISCAYNE PARK TO EVALUATE A~~ SHALL MAINTAIN THE EXISTING SYSTEM OF SEPTICS TANKS IN ACCORDANCE WITH ALL APPLICABLE STANDARDS UNTIL AND UNLESS A CENTRALIZED SEWERAGE SYSTEM WHEN A REGIONAL FACILITY IS PROVIDED BY DADE COUNTY IS PROVIDED.

The sanitary sewer objectives to achieve the goals and which address the requirements of paragraphs 163.3177 (6) (c), F.S., and 9J-5.011 (2) F.A.C. are as follows:

2. Amend Policy 1.1 as follows:

Policy 1.1 The Village Commission will continue to work closely with Miami Dade County in the inspection and permitting of septic tanks, so that tanks operate and are maintained in accordance with county and state rules and regulations, and will receive from the County annual reports on the condition of septic tanks.

3. Amend Policy 1.2 as follows:

Policy 1.2 The Village Commission ~~is to commission a review of compliance of local ordinances~~ shall continue to comply with appropriate federal, state, and county regulatory requirements and water quality standards ~~and is to amend ordinances as necessary.~~

4. Amend Objective 2 as follows:

Objective 2 ~~To study the replacement of the existing septic tank system with a public sanitary sewer system to serve Biscayne Park after 1994~~
address sanitary sewer needs through septic tanks that are maintained in accordance with all applicable requirements. Include a new Policy under new Objective 2 stating that the Village's Level of Service Standard for sanitary sewer is septic tanks maintained in accordance with all applicable requirements.

5. Amend Policy 2.1 as follows:

Policy 2.1 The Village's Level of Service Standard for sanitary sewer is septic tanks maintained in accordance with all applicable requirements
~~Commission, in consultation with Dade County, is to initiate the appointment of engineering consultants in 1990 to undertake technical and financial analyses of the provision of a local sewerage collector system, that includes proposals for level of service standards, and average and peak flow design capacity.~~

6. Delete Policy 2.2 as follows:

Policy 2.2 ~~The Village Commission is to request the engineering consultants to formulate draft design and review procedures so that all connections to the public system are compatible with system design.~~

APPLICATION NO. 5
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
PUBLIC FACILITIES ELEMENT
SOLID WASTE SUBELEMENT AMENDMENTS

1. Amend Objective 1 as follows:

Objective 1 To maximize the use of current facilities ~~by continuing to use existing equipment until 1990 when a new garbage/trash truck will be added, and thereafter equipment replaced every five years~~ by maintaining existing equipment while replacing equipment as necessary to meet the Level of Service Standard.

2. Amend Policy 1.1 as follows:

Policy 1.1 The Public Works Department of Biscayne Park is to continue to maintain the current solid waste collection service ~~of two garbage collections and one trash collection per week~~, and provide for a Village level of service standard solid waste generation rate not in excess of ~~the county average of 7.0 pounds per person per day.~~

3. Amend Policy 1.2 as follows:

Policy 1.2 The Village Commission continues to support Miami-Dade County's goal to provide in providing for the safe disposal of solid waste in a manner that is efficient and compatible with environmental concerns.

4. Amend Objective 2 as follows:

Objective 2 ~~To formulate a Village resource recovery and recycling program, to assist the State objective in reducing the amount of solid waste disposed in landfills by 30% by 1994, in coordination with Metropolitan support Miami- Dade County~~ in its efforts to provide a balanced

program of solid waste disposal which include recycling and resource recovery.

5. Amend Policy 2.1 as follows:

Policy 2.1 ~~The Public Works Department is to prepare a resource recovery and recycling program in accordance with the rules that are to be published to implement the Solid Waste Management Act of 1988 (Chapter 403 F.S.) Four local guidelines are to keep the program simple, run it professionally, publicize it, and make it mandatory~~ Village shall continue to collect recycling as well as solid waste on a regularly maintained and consistent schedule.

6. Delete Policy 2.2 as follows:

Policy 2.2 ~~The Village Commission is to coordinate with the policies of Metro-Dade County (4B and 4C) to reduce per capita solid waste and to establish complementary recycling systems and programs.~~

7. Delete Policy 2.3 as follows:

Policy 2.3 ~~The Village Commission is to apply for grant money to the Florida Department of Environmental Regulation under subsection 403.7095(1), F.S. to operate solid waste management recycling, especially the materials plastics, metals, paper and glass, and education programs.~~

**APPLICATION NO. 6
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
PUBLIC FACILITIES ELEMENT
DRAINAGE SUBELEMENT AMENDMENTS**

1. Amend Policy 1.1 as follows:

Policy 1.1 The Village ~~Commission, state and county, are to~~ shall continue to comply with the 10 year design storm level of service standard for ~~local, county, and state~~ stormwater drainage systems.

2. Amend Policy 1.2 as follows:

Policy 1.2 The Village Commission ~~is to~~ shall continue to maintain and monitor local drainage facilities, the Florida Department of Environmental Regulation of the state roads, and Dade County Department of Environmental Resource Management the county roads.

APPLICATION NO. 7
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
PUBLIC FACILITIES ELEMENT
POTABLE WATER SUBELEMENT AMENDMENTS

1. Amend Objective 1 as follows:

Objective 1 To provide Biscayne Park residents with a range of 97-103 gallons of potable water per day, ~~with a review of this range in 1993.~~

2. Amend Policy 1.1 as follows:

Policy 1.1 The Village ~~Commission is to~~ shall continue to obtain potable water for ~~Biscayne Park~~ from the City of North Miami ~~Utility Division~~, at a level of service standard of up to 105 gallons per person per day.

3. Amend Policy 1.2 as follows:

Policy 1.2 The Village ~~Commission is to request the City of North Miami Utility Division to: identify any worn potable water distribution pipes in Biscayne Park; study the need and financial acceptability of reinforcing or replacing any worn pipes; and study the placement of a fire hydrant within five hundred feet of every house in the Village~~ shall coordinate with the City of North Miami as appropriate to ensure that it considers the Village's potable water needs in developing the Ten Year Water Supply Plan.

4. Add Policy 1.3 as follows:

Policy 1.3 The Village shall maintain and update its Ten Year Water Supply Plan that includes an assessment of current and future potable water source and supply alternatives in accordance with State requirements.

5. Add Policy 1.4 as follows:

Policy 1.4 The Village will incorporate any projects included in the Lower East Coast Water Supply Plan Update and/or the North Miami Ten Year Water Supply Plan that will impact its ability to achieve its potable water Level of Service Standard into the Capital Improvements Schedule.

6. Amend Policy 2.1 as follows:

~~Policy 2.1 The Village Commission is to modify its building regulations so that new as well as replacement plumbing fixtures are of a low volume type in compliance with Chapter 553.14, F.S. shall encourage the use of low volume water fixtures.~~

7. Amend Policy 2.2 as follows:

~~Policy 2.2 The Village Commission is to modify its regulations to require that only shall encourage the use of plant materials that require little or no irrigation are used, and prepare a guide of plants that will result in an attractive landscape on the interests of water conservation.~~

8. Amend Policy 2.3 as follows:

~~Policy 2.3 The Village Police will enforce the provisions of the South Florida Water Management District's "Water Shortage Plan" during a water shortage or water shortage emergency.~~

APPLICATION NO. 8
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
PUBLIC FACILITIES ELEMENT
AQUIFER SUBELEMENT AMENDMENTS

- 1.
2. Amend Objective 1 as follows:

Objective 1 ~~To maintain annual reports from the Department of Environmental Regulation,~~ coordinate with Miami- Dade County regarding aquifer protection and recharge activities relevant to Biscayne Park.

3. Amend Policy 1.1 as follows:

Policy 1.1 ~~The Village Commission is to initiate~~ shall coordinate with Miami- Dade County to review area-wide aquifer protection and recharge objectives.

4. Amend Policy 1.2 as follows:

Policy 1.2 ~~The Village, through Commission is to review its land development regulations, and modify them as necessary, in order that the regulations shall maintain and protect the functions of the artificial drainage features and recharge areas.~~

APPLICATION NO. 9
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
RECREATION AND OPEN SPACE ELEMENT AMENDMENTS

1. Amend and renumber Objective 2 as follows:

Objective ~~2~~1 To evaluate every ~~five~~ seven years that there is a continuation of existing public access to recreation sites and open spaces.

2. Amend and renumber Policy 2.1 as follows:

Policy ~~2~~1.1 The Village's ~~Public Works Department~~ is to continue to maintain vehicular, bicycle, and pedestrian access to parking spaces and bicycle racks at the existing park.

3. Amend and renumber Policy 2.2 as follows:

Policy ~~2~~1.2 The Village ~~Commission~~ is to continue to maintain current public rights-of-way to parkways, medians, and open spaces at the Biscayne Canal on NE 6th Avenue and NE 113th Street, and the open space north of the church on NE 113th Street.

4. Amend and renumber Policy 2.3 as follows:

Policy ~~2~~1.3 The Village ~~Commission~~ is to maintain access to all public recreational facilities for the elderly and continue to provide barrier-free access for the handicapped.

5. Add Policy 1.4 as follows:

Policy 1.4 The Village shall seek to increase parking facilities and bicycle racks at Burke Park.

6. Add Policy 1.5 as follows:

Policy 1.5 The Village shall provide sidewalks along NE 6 Avenue and NE 113 Street between the Village Hall and Burke Community Center.

7. Add Policy 1.6 as follows:

Policy 1.6 The Village shall seek to designate an exercise route that connects existing medians, and jogging/pedestrian routes that start and end at Burke Park.

8. Add Policy 1.7 as follows:

Policy 1.7 The Village shall seek to provide a demarcated bicycle route on a loop at NE 8 Avenue, NE 10 Avenue, NE 111 Street, and NE 121 Street.

9. Amend and renumber Objective 3 as follows:

Objective 3 To evaluate every ~~five~~ seven years that there is a continuation of pleasurable and safe use of the park and its recreational facilities, and that the facilities remain appropriate and efficient.

10. Amend and renumber Policy 3.1 as follows:

Policy 3.1 The Village's ~~Public Works Department~~ is to continue its programs to provide information, signage, lighting, rails and fences at its recreational facilities and programs.

11. Amend and renumber Policy 3.2 as follows:

Policy 3.2 The Village's ~~Public Works Department~~ is to continue to maintain separation of children's play areas from roads and vehicular access points by a suitable fence.

12. Amend and renumber Policy 3.3 as follows:

Policy 3.3 The Village's ~~Public Works Department~~ is to continue to provide safe sports fields and facilities when they become unsafe.

13. Renumber Objective 4 as follows:

Objective 4: To review on an annual basis that cooperative efforts between the public and private sectors in the provision of recreational opportunities are coordinated.

14. Amend and renumber Policy 4.1 as follows:

Policy ~~43.1~~ The Village Commission is to continue to support the existing supervisory and coordinating role of the Recreation Director.

15. Amend and renumber Policy 4.2 as follows:

Policy ~~43.2~~ The Village Commission is to continue to promote private organizations use of their financial and other resources for the development of recreational opportunities. In particular, local organizations that provide coaching and fund raising assistance to the Village sports program are to be used and supported.

16. Amend and renumber Objective 5 as follows:

Objective ~~54~~: ~~To provide additional recreational activities by 1993 to form a more~~
continue to provide a comprehensive recreation program that seeks to build a greater sense of community within Biscayne Park and which projects the image of a quality program to the greater South Florida community.

17. Amend and renumber Policy 5.1 as follows:

Policy ~~54.1~~ The Village Commission ~~is to initiate the provision of~~ shall continue to provide a public managed sports program for children and adults ~~and one that responds to changes in the population age structure of Biscayne Park.~~

18. Delete Policy 5.2 as follows:

~~Policy 5.2 the Village Commission is to initiate the provision of opportunities for spontaneous recreational sports activities for the Village population.~~

19. Amend and renumber Policy 5.3 as follows:

Policy ~~54.32~~ The Village Commission is to initiate an exploration of and provide means for Biscayne Park residents to use county-wide and regional recreational facilities and activities.

20. Delete Policy 5.4 as follows:

~~Policy 5.4 The Village Commission is to initiate an exploration of the need for additional neighborhood based facilities such as tennis courts, indoor classrooms, and picnic shelters.~~

21. Add policy 4.3 as follows:

Policy 4.3 The Village shall seek to provide improved water access to Biscayne Canal on the Village's western boundary.

22. Add Policy 4.4 s follows:

Policy 4.4 The Village shall seek to improve Burke Park through the improvement or expansion of classroom/meeting spaces, an outdoor structure for parties/informal gatherings, and a play fountain for children.

23. Add Policy 4.5 as follows:

Policy 4.5 The Village shall seek to expand the "butterfly park" theme to all green areas and medians through the planting of trees and flowers.

24. Add Objective 5 as follows:

Objective 5 The Village shall maintain its existing recreation and open space acreage in accordance with the adopted Level of Service Standard.

25. Add Policy 5.1 as follows:

Policy 5.1 The Village's Level of Service Standard for recreation and open space is 3.75 acres per 1,000 residents.

APPLICATION NO. 10
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
CONSERVATION ELEMENT AMENDMENTS

1. Amend the Goal as follows:

GOAL

THE CONSERVATION GOAL FOR THE VILLAGE OF BISCAYNE PARK IS TO ASSIST IN CONSERVING AND PROTECTING ~~METROPOLITAN~~ MIAMI-DADE COUNTY'S NATURAL RESOURCES OF AIR, WATER AND TREES.

2. Amend Objective 1 as follows:

Objective 1 To endorse Miami-Dade County's objectives to preserve South Florida's invaluable water resources and natural resource of clean air and meet the air quality and water resource standards ~~established by the Florida Department of Environmental Regulation and Miami-Dade County Department of Environmental Resource Management, and to annually review performance information from these agencies.~~

3. Amend Policy 1.1as follows:

Policy 1.1 The Village ~~Commission is~~ shall continue to support state and county laws and enforcement programs to minimize air pollution and protect water resources.

4. Amend Policy 1.2 as follows:

Policy 1.2 The Village ~~Commission is to adopt a landscape code~~ shall continue to promote the utilization of native or indigenous species and drought tolerant landscape material and water conserving irrigation practices.

5. Add Policy 1.4 as follows:

Policy 1.4 The Village shall update its Ten Year Water Supply Plan within 18 months of completion of any updates to the Lower East Coast Water Supply Plan Update, in accordance with State requirements, and will incorporate any projects included in the Lower East Coast Water Supply Plan Update and/or the North Miami Ten Year Water Supply Plan that will impact its ability to achieve its potable water Level of Service Standard into the Capital Improvements Schedule.

6. Amend Objective 2 as follows:

Objective 2 To obtain annual reports from Miami-Dade County DERM on the water quality of Biscayne Canal at site C-3 in the Village of Biscayne Park.

7. Amend Policy 2.1 as follows:

Policy 2.1 The Village ~~Commission~~ is to monitor the annual reports for any change in any stormwater pollutants that may be discharged into the Biscayne Canal from the Village, and if there is any substantial increase, to seek a meeting with the State and ~~Metropolitan Dade County drainage departments~~ to agree on actions that are to be taken to reduce the pollutants.

8. Amend Objective 3 as follows:

Objective 3 To endorse Miami-Dade County's tree protection ordinance and evaluate every five years that seek to ensure that the Village's current level of tree coverage has been maintained.

9. Amend Policy 3.1 as follows:

Policy 3.1 The Village ~~Commission~~ is to continue its program of using indigenous species in tree planting programs, as it does particularly in the replanting of parkways and medians, and to advocate residents use and preservation indigenous species as well.

10. Add Policy 3.2 as follows:

Policy 3.2 The Village shall seek to provide of additional shade trees on pedestrian ways.

11. Add Policy 3.3 as follows:

Policy 3.3 The Village shall seek to provide increased tree plantings in medians to define edges and discourage driving on grass.

12. Add Policy 3.4 as follows:

Policy 3.4 The Village shall seek to enhance the species diversity of the street tree population over a ten year period with recommended native species.

13. Add Policy 3.5 as follows:

Policy 3.5 The Village shall seek to minimize overhead utility conflicts with street trees where possible.

14. Add Policy 3.6 as follows:

Policy 3.6 The Village shall seek to increase the age diversity of the urban forests by planting small quantities of new trees each year.

15. Add Policy 3.7 as follows:

Policy 3.7 The Village shall maintain a regular urban tree maintenance schedule balancing young tree pruning, established tree maintenance, and the removal of trees in poor condition.

16. Add Objective 4 as follows:

Objective 4 The Village will seek to reduce greenhouse gas emissions and conserve energy resources.

17. Add Policy 4.1 as follows:

Policy 4.1 The Village will promote compact, mixed use development, defined as a mixture of residential and non-residential land uses in a design-unified, pedestrian friendly environment with multi-modal transportation connectivity to other areas, at appropriate locations. A major purpose of mixed-use development shall be to provide opportunities to live, work, shop and recreate in a walkable area, and to reduce automobile dependence and greenhouse gas emissions.

18. Add policy 4.2 as follows:

Policy 4.2 The Village will encourage the implementation of low impact development techniques and green building standards that reduce the negative environmental impacts of development and redevelopment by: reducing building footprints to the maximum extent feasible, and locating building sites away from environmentally sensitive areas; promoting the preservation of natural resources; providing for on-site mitigation of impacts (i.e. retention and treatment of stormwater runoff, water reuse, Master Stormwater Management Systems); promoting energy conservation through design, landscaping and building techniques (i.e. solar power, increased tree canopies); promoting water conservation through landscaping and building design; ensuring environmentally friendly building practices (i.e. use of environmentally friendly building materials, recycled materials), and; considering the development of a and implementation of a green building certification program, with associated regulations, incentives and standards.

19. Add Policy 4.3 as follows:

Policy 4.3 The Village shall seek to limit greenhouse gas emissions through the implementation of strategies to reduce the number of vehicle miles travelled. These strategies may include but not be the promotion of compact mixed use development that provides for a mixture of residential and non-residential land uses in a pedestrian friendly environment with multi-modal transportation connectivity to other areas; promoting the use of alternate transportation modes as specified herein, including mass transit, bicycles, and pedestrianism, and; requiring Transportation Demand Management Programs as a condition for development approvals.

APPLICATION NO. 11
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
INTERGOVERNMENTAL COORDINATION ELEMENT AMENDMENTS

1. Amend the Goal as follows:

GOAL:

THE INTERGOVERNMENTAL COORDINATION GOAL FOR THE VILLAGE OF BISCAYNE PARK IS TO COORDINATE THE ADOPTED COMPREHENSIVE PLAN FOR THE VILLAGE WITH THE PLANS OF ~~PUBLIC UNITS SERVING BISCAYNE PARK ADJACENT COMMUNITIES AND~~ AGENCIES PROVIDING SERVICES TO OR HAVING JURISDCITION WITHIN THE VILLAGE LIMITS.

2. Amend Objective 1 as follows:

Objective 1 ~~To coordinate review on an annual ongoing basis actions that have taken place to coordinate that Comprehensive Plan of Biscayne Park with the plans of other units of government, the City of North Miami, the Village of Miami Shores, and Metropolitan Miami-Dade County plans, including the Comprehensive Plan, with the plans of other agencies and jurisdiction adjacent to or having jurisdiction within the Village.~~

3. Amend Policy 1.1 as follows:

Policy 1.1 The Local Planning Agency is to coordinate with the plans and programs of ~~Metropolitan Miami-Dade County and is to establish and maintain a process~~ shall continue to compare the Future Land Use

Maps, and Future Traffic Circulation Maps, as well as Comprehensive Plan goals, objectives, policies, and levels of standards of other units of government and adjacent Village and cooperatively resolve any differences that may directly effect Biscayne Park.

4. Delete Policy 1.2 as follows:

~~Policy 1.2 The Village Commission is to initiate a cooperative study with Dade County to determine the need for a public sewer system to serve Biscayne Park, level of service standards, service area boundaries, and phasing of sewer facilities. An ad hoc joint planning group is to be established as a coordinating mechanism to identify and formulate solutions to major issues.~~

5. Amend and renumber Policy 1.3 as follows:

~~Policy 1.32~~ The Village Commission, if it is unable to resolve conflicts with other local governments, is to use shall utilize the South Florida's Regional Planning Council's informal mediation process to mediate the resolution of conflicts with other local governments, Miami-Dade County and regional agencies. The City may use alternative procedures whenever appropriate for the matter of imminent dispute, including agreements authorized by State statute or other non-judicial approaches.

6. Add Policy 1.3 as follows:

Policy 1.3 The Village shall refer all new development or redevelopments, if any, which are over thresholds prescribed by County, regional, and State agencies to those agencies for review and approval.

7. Add Policy 1.4 as follows:

Policy 1.4 The Village shall adopt any Land Development Regulations deemed necessary to implement the Intergovernmental Coordination Element or any interlocal agreements.

8. Add Policy 1.5 as follows:

Policy 1.5 Although the Village is exempt from the Public School Facilities Element requirement and is not required to enter into the "Interlocal Agreement for Public School Facility Planning in Miami-Dade County", it shall coordinate with Miami-Dade County Public Schools, as appropriate, and shall utilize the procedures outlined in Sections

1013.33, F.S., in order to evaluate the appropriateness of prospective public school sites within the Village.

9. Add Policy 1.6 as follows:

Policy 1.6 The Village shall support, as appropriate, Miami-Dade County's development and implementation of the Water Supply Facilities Workplan required by Florida Statute, and the water conservation efforts of other agencies.

10. Add Policy 1.7 as follows:

Policy 1.7 The Village shall coordinate with adjacent jurisdictions to address extra-jurisdictional impacts of development proposals, if any.

11. Add Policy 1.8 as follows:

Policy 1.8 The Village shall enter into interlocal agreements, including service delivery agreements, as appropriate with other agencies and shall identify joint planning areas as appropriate with adjacent jurisdictions to achieve shared planning goals.

12. Add Policy 1.9 as follows:

Policy 1.9 The Village shall coordinate with Miami-Dade County and other jurisdictions in order to evaluate the feasibility of annexing adjacent unincorporated areas, with the area bounded by NE 121 Street to the north, NE 107 Street to the south, Biscayne Boulevard to the east, and the East Coast Railroad to the west identified as the top priority and the area bounded by NE 121 Street to the north, NE 107 Street to the south, NE 2nd Avenue to the west, and Griffing Boulevard to the east identified as the second priority.

13. Add Policy 1.10 as follows:

Policy 1.10 The Village shall coordinate with the South Florida Water Management District, Miami-Dade County, the City of North Miami, and other agencies as appropriate to support the implementation of the Lower East Coast Water Supply Plan, and other water plans and conservation efforts.

14. Amend Objective 2 as follows:

Objective 2 To coordinate with appropriate State, County, and local agencies, which have operational and maintenance responsibility for public

facilities in Biscayne Park, ~~mutually agreed level of service standards before 1993.~~

15. Amend Policy 2.1 as follows:

Policy 2.1 The Village Commission is to continue with current local government coordination activities ~~(Table 7A)~~ and agreements ~~(Table 7B)~~ by mutual consent.

16. Amend Policy 2.2 as follows

Policy 2.2 The Village ~~Commission is to initiate~~ continue to coordinate with the Florida Department of Transportation to improve the current level of service standard for State Road 915 (NE 6th Avenue).

17. Amend Policy 2.3 as follows:

Policy 2.3 The Village ~~Commission is to approach~~ shall continue to coordinate with Miami-Dade County Department of Transportation about improving to maintain and, if necessary, improve the current level of service standard for County Collector Griffing Boulevard/NE 107th Street, and at least maintain the current frequency of bus service.

18. Amend Policy 2.4 as follows:

Policy 2.4 The Village ~~Commission is to~~ shall continue to maintain communication with Miami-Dade County Public Works Department on their level of service for solid waste disposal.

19. Amend Policy 2.5 as follows:

Policy 2.5 The Village ~~Commission is to continue to maintain communication~~ shall continue to coordinate with the City of North Miami on their level of service standard for the supply of potable water to the Village of Biscayne Park.

20. Amend Policy 2.6 as follows:

Policy 2.6 The Village ~~Commission is to continue to~~ shall maintain communication with the Florida Department of Transportation, Miami-Dade County, and the Village of Miami Shores so that there is compliance with agreed maintenance levels for the roads that each agency is responsible for in Biscayne Park; and with Miami-Dade County so that there is maintenance of mutually agreed service standards for fire and rescue, bus service, and traveling library.

21. Add Objective 3 as follows:

Objective 3 To coordination with the appropriate federal, State, regional and local agencies in the achievement of environmental protection and restoration goals, and preservation of the Village's natural environment.

22. Add Policy 3.1 as follows:

Policy 3.1 The Village shall coordinate with the appropriate agencies in the implementation of strategies to protect air quality.

23. Add Policy 3.2 as follows:

Policy 3.2 The Village shall coordinate with the appropriate agencies to protect water quality.

24. Add Policy 3.3 as follows:

Policy 3.3 The Village shall coordinate with the appropriate agencies to protect water supply.

25. Add Policy 3.4 as follows:

Policy 3.4 The Village shall coordinate with the appropriate agencies to protect natural areas.

26. Add Policy 3.5 as follows:

Policy 3.5 The Village shall coordinate with the appropriate agencies to promote the use of native landscaping materials, and xeriscaping.

27. Add Policy 3.6 as follows:

Policy 3.6 The Village shall coordinate with the appropriate agencies in the implementation of soil protection and conservation strategies.

28. Add Policy 3.7 as follows:

Policy 3.7 The Village shall coordinate with the appropriate agencies to implement other environmental and resource protection goals.

APPLICATION NO. 12
VILLAGE OF BISCAYNE PARK COMPREHENSIVE PLAN
CAPITAL IMPROVEMENTS ELEMENT AMENDMENTS

1. Amend Objective 1 as follows:

Objective 1 To replace ~~worn-out solid waste~~ capital equipment, facilities and infrastructure after ~~every seven years of service~~ it reaches the end of its serviceable life.

2. Amend Policy 1.1 as follows:

Policy 1.1 The Village ~~Commission is to~~ shall continue its practice of replacing each garbage/trash truck as it reaches the end of its serviceable life.

3. Amend Policy 1.2 as follows:

Policy 1.2 The Village ~~Commission is to monitor that the~~ shall ensure that its program of replacing the garbage/trash truck meets ~~the standards established~~ solid waste collection needs and the adopted Level of Service Standard.

4. Add Policy 1.3 as follows:

Policy 1.3 The Village will monitor the existing public works yard on an ongoing basis to ensure its continued adequacy.

5. Add Policy 1.4 as follows:

Policy 1.4 The Village shall consider collocating a fire station with the new/expanded Village Hall.

6. Add Policy 1.5 as follows:

Policy 1.5 The opportunities for expanding the Village Hall complex should evaluate utilization of the church property adjacent to the Village Hall complex, and ensure the protection of the historic Village Hall structure.

7. Amend Policy 2.1 as follows:

Policy 2.1 The Village Commission is to initiate the adoption of levels of service standards for public facilities which are within the jurisdiction of Biscayne Park; the standards are obtained from the other elements in this comprehensive plan and are summarized in Table 8D as follows:

- Transportation - A peak hour level of service standard "B" for all local roads, and coordinate with the County and State to maintain a peak hour level of service standard "D" for county and state roads in Biscayne Park, NE 107th Street/Griffing Boulevard and State Road 915/NE 6th Avenue;
- Sanitary Sewers - Septic tanks maintained in accordance with all applicable requirements;
- Solid Waste - 7.0 pounds per person per day;
- Drainage – Flood protection for a one in ten year storm event;
- Potable Water - 105 gallons per person per day, and;
- Recreation and Open Space - 3.75 acres per 1,000 residents.

8. Amend Policy 2.2 as follows:

Policy 2.2 The Village Commission is to modify the land development regulations, through its land development regulations, shall evaluate so that any applications to rezone be evaluated amend the Future Land Use or Zoning Maps for impacts on level of service standards prior to the issuance of a development order or permit, and be denied shall deny

such applications if the rezoning decreases significantly the level of service standard of any public facility or service cannot be met in accordance with State requirements.

9. Amend Policy 2.3 as follows:

Policy 2.3 The Village ~~Commission is to~~ shall continue to include in its annual budgeting process provisions for the adoption of a capital outlay sum for any public facility that Biscayne Park is fiscally responsible for.

10. Amend Policy 2.4 as follows:

Policy 2.4 The Village ~~Public Works Department~~ shall continue to recommend to the Village Commission ~~every five years~~ financially achievable proposals for the replacement of garbage and trash trucks, as needed.

11. Amend Policy 2.5 as follows:

Policy 2.5 The Village ~~Commission is to modify its annual budget process to include in it a review of the Comprehensive Plan's Capital Improvement Element~~ shall annually adopt a five year Capital Improvements Schedule as part of the Capital Improvements Element of the Comprehensive Plan, and uses its fiscal policies to direct expenditures ~~so as to recognize the policies of the other in accordance with the goals, objectives and policies of the Comprehensive Plan elements.~~

12. Add Policy 2.6 as follows:

Policy 2.6 The Village shall coordinate with the City of North Miami as appropriate to ensure that it considers the Village's potable water needs in developing the Ten Year Water Supply Plan.

13. Add Policy 2.7 as follows:

Policy 2.7 The Village shall update its Ten Year Water Supply Plan within 18 months of completion of any updates to the Lower East Coast Water Supply Plan Update, in accordance with State requirements, and will incorporate any projects included in the Lower East Coast Water Supply Plan Update and/or the North Miami Ten Year Water Supply Plan that will impact its ability to achieve its potable water Level of Service Standard into the Capital Improvements Schedule.

14. Add Policy 2.8 as follows:

Policy 2.8 The Village will incorporate any projects included in the Lower East Coast Water Supply Plan Update and/or the North Miami Ten Year Water Supply Plan that will impact its ability to achieve its potable water Level of Service Standard into the Capital Improvements Schedule.

15. Add Policy 2.9 as follows:

Policy 2.9 The Village shall identify and implement strategies to maintain and increase its financial feasibility and supplement its tax base with grants and other funding sources that might be available in order to implement specific projects, increase levels of service, and provide an improved quality of life to existing and future residents, businesses, and visitors.

16. Add Policy 2.10 as follows:

Policy 2.10 The Village shall evaluate the feasibility of annexing adjacent areas in order to increase its financial feasibility and improve service delivery.

17. Add Objective 3 as follows:

Objective 3 To implement the Public Facilities Plan recommended in the 2006 Visioning Plan, to the extent that it is financially feasible.

18. Add Policy 3.1 as follows:

Policy 3.1 To the extent that its financially feasible, the Village shall consider the development of boat landings on the .75 vacant acres located along the Biscayne Canal on the Village's western boundary.

19. Add Policy 3.2 as follows:

Policy 3.2 To the extent that it is financially feasible, the Village shall consider the implementation of improvements to the Village Hall/Civic Center complex with a new building to house administrative offices, police headquarters, and other public facilities.

20. Add Policy 3.3 as follows:

Policy 3.3 To the extent that it is financially feasible, the Village shall consider improving Burke Park through the improvement or expansion of

classroom/meeting spaces, an outdoor structure for parties/informal gatherings, and a play fountain for children.

21. Add Policy 3.4 as follows:

Policy 3.4 To the extent that it is financially feasible, the Village shall consider improvements to expand the "butterfly park" theme to all green areas and medians through the planting of trees and flowers.

22. Add Objective 4 as follows:

Objective 4 To implement of capital projects to maintain and improve the built and natural environment on an on-going basis, to the extent that the implementation of these projects is financially feasible.

23. Add Policy 4.1 as follows:

Policy 4.1 To the extent that it is financially feasible, the Village will seek to enhance the species diversity of the street tree population over a ten year period by planting recommended native species.

24. Add Policy 4.2 as follows:

Policy 4.2 To the extent that it is financially feasible, the Village will seek to implement projects to decrease overhead utility conflicts with street trees, where possible.

25. Add Policy 4.3 as follows:

Policy 4.3 To the extent that it is financially feasible, the Village will seek to increase the age diversity of the urban forests by planting small quantities of new trees each year.

26. Add Policy 4.4 as follows:

Policy 4.4 To the extent that it is financially feasible, the Village will implement a regular urban tree maintenance schedule balancing young tree pruning, established tree maintenance, and the removal of trees in poor condition.

27. Add Policy 4.5 as follows:

Policy 4.5 To the extent that it is financially feasible, the Village will seek to increase the annual budget for tree maintenance, replacement and planting.

28. Add Policy 4.6 as follows:

Policy 4.6 To the extent that it is financially feasible, the Village will seek to provide a series of signs utilizing natural materials such as coral rock and keystone walls.

29. Add Policy 4.7 as follows:

Policy 4.7 To the extent that it is financially feasible, the Village will seek to plant additional shade trees on pedestrian ways, and increased tree plantings in medians to define edges and discourage driving on grass.

30. Add Policy 4.8 as follows:

Policy 4.8 To the extent that it is financially feasible, the Village will seek to provide for understory plantings in medians comprised of native plants that do not require extensive watering, and that attract butterflies and birds.

31. Add Policy 4.9 as follows:

Policy 4.9 To the extent that it is financially feasible, the Village will seek to provide a perimeter hedge at Burke Park.

32. Add Policy 4.10 as follows:

Policy 4.10 To the extent that it is financially feasible, the Village will seek to provide for new medians at NE 115 Street, NE 117 Street, and NE 119 Street (east of existing medians).

33. Add Policy 4.11 as follows:

Policy 4.11 To the extent that it is financially feasible, the Village will seek to provide for the reclamation and landscaping of alleys in the neighborhood between NE 6 Avenue, NE 117 Street, NE 8 Avenue, and NE 121 Street.

34. Add Policy 4.12 as follows:

Policy 4.12 To the extent that it is financially feasible, the Village will seek to provide a sound abatement wall adjacent to the FEC railroad track.

35. Add Policy 4.12 as follows:

Policy 4.13 To the extent it is financially feasible, the Village will develop budgets for recommended projects and maintenance programs.

36. Add Policy 4.13 as follows:

Policy 4.14 To the extent it is financially feasible, the Village will use landscape treatments to foster a consistent theme of natural plantings and materials.



Village of Biscayne Park

640 NE 114th Street
Biscayne Park, FL 33161

Tel: 305 899 8000

Fax: 305 891 7241

Mayor and Commission

Roxanna Ross
Mayor

Albert Childress
Vice Mayor

Robert "Bob" Anderson
Commissioner

Steve Bernard
Commissioner

Bryan Cooper
Commissioner

Ana Garcia
Village Manager

John J. Hearn
Village Attorney

Maria Camara
Village Clerk

Date: February 25, 2010

To: Mayor Roxanna Ross
Vice Mayor Al Childress
Commissioner Bob Anderson
Commissioner Steve Bernard
Commissioner Bryan Cooper

From: Ana Garcia, Village Manager

Re: Ordinance 2010-6 – Accepting the 5-Year Capital Improvement Plan

Background Analysis:

Projects have been discussed and approved by the current and previous Commission to go forward which includes:

- Storm water drainage
- Public Works facility
- Improvements and hardening of the Recreation Center

Fiscal/Budgetary Impact:

As per budgetary appropriations and grants.

Recommendation:

Manager recommends approval at first reading.

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ORDINANCE 2010-6

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**AN ORDINANCE OF THE VILLAGE COMMISSION OF THE
VILLAGE OF BISCAYNE PARK, FLORIDA, ACCEPTING
THE 5-YEAR CAPITAL IMPROVEMENT PLAN OUTLINING
SPECIFIC PROJECTS, SUBJECT TO ANNUAL REVIEW;
PROVIDING FOR AN EFFECTIVE DATE**

9 WHEREAS, the Village Manager has presented to the Village Commission a proposed 5-
10 Year Capital Improvement Plan; and

11 WHEREAS, the proposed 5-Year Capital Improvement Plan includes the following projects:

- 12 (1) \$200,000 matching grant from the State of Florida for storm water drainage;
13 (2) A County General Obligation Bond in the amount of \$356,000 for the building of a
14 Public Works facility;
15 (3) A grant from the State of Florida in the amount of \$60,000 for improvements to the
16 Recreation Center to enable it to house the Village's emergency operation center; and
17 (4) The expenditure of \$110,000 to be used for improvements to the Recreation Center
18 facility; and

19 WHEREAS, the Village Commission of the Village of Biscayne Park has reviewed the
20 proposed 5-Year Capital Improvement Plan and deems it to be in the best interests of its citizens to
21 accept same;

22 **NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE**
23 **VILLAGE OF BISCAYNE PARK, FLORIDA, THAT:**

24 **Section 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed as being
25 true and correct and hereby made a specific part of this Ordinance upon adoption hereof.

26 **Section 2.** The 5-Year Capital Improvement Plan, which includes:

- 27 (1) \$200,000 matching grant from the State of Florida for storm water drainage;
28 (2) A County General Obligation Bond in the amount of \$356,000 for the building of a
29 Public Works facility;
30 (3) A grant from the State of Florida in the amount of \$60,000 for improvements to the
31 Recreation Center to enable it to house the Village's emergency operation center; and

1 (4) The expenditure of \$110,000 to be used for improvements to the Recreation Center
2 facility
3 is hereby accepted, subject to annual review.

4
5 **Section 3.** **Effective Date.** This Ordinance shall be effective upon adoption on
6 second reading.

7 The foregoing Ordinance was offered by Commissioner _____, who moved its
8 adoption. The motion was seconded by _____ and upon being put to a vote,
9 the vote was as follows:

10 **The foregoing ordinance upon being put**
11 **to a vote, the vote was as follows:**

12
13
14 _____
15 Roxanna Ross, Mayor

16
17 Attest:

Mayor Ross _____
Vice Mayor Childress _____
Commissioner Anderson _____
Commission Bernard _____
Commissioner Cooper _____

18
19
20 _____
21 Village Clerk

22
23 Approved as to form:

24
25 _____
26 John J. Hearn, Village Attorney
27